

**LOCAL APPLICATION FOR IDEA-B FUNDING  
IDEA-B BASIC ENTITLEMENT and PRESCHOOL ENTITLEMENT  
SUB-GRANT AUTHORIZATION: 2013-2014**

Local Educational Agency (LEA): Gadsden Independent School District

Check the one appropriate box that describes the circumstances under which a combined application is being submitted (In combination with another entity or on behalf of a single entity):

<input checked="" type="checkbox"/>	Single Applicant
<input type="checkbox"/>	Voluntary Joint Eligibility
<input type="checkbox"/>	Mandated Joint Eligibility
<input type="checkbox"/>	Voluntary Combined Application

**SECTION I - Public Information**

The LEA will make available to parents of children with disabilities and to the general public all documents relating to the eligibility of the LEA under the Individuals with Disabilities Education Act (IDEA), in accordance with 34 CFR §300.212.

In accordance with 6.31.2.9(C)(5) NMAC, the department shall not approve and certify an operating budget of any school district, state supported educational institution, or state-chartered charter school that fails to demonstrate that parental involvement in the process was solicited.

Please list the names of any parents of students currently enrolled with Individualized Education Programs (IEPs), who are not employees of the district or a representative of the Regional Educational Cooperative (REC) of the LEA who participated in the development of this application.

<u>Name</u>	<u>Phone</u>	<u>E-mail</u>
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**SECTION II - Conditional Approval for Current Grant Year**

If the LEA received conditional approval for the current 2013-2014 grant year, check the appropriate statement(s) below:

Conditional Approval Related to Assurances in Section III.B	
<input type="checkbox"/>	Section II provides documentation of completion of all issues identified in the FFY 2013 conditional approval letter.
<input type="checkbox"/>	As noted in Section II, the LEA has not completed all issues identified in the FFY 2013 conditional approval letter.
Conditional Approval Related to Other Issues	
<input type="checkbox"/>	The LEA previously submitted documentation of completion of all issues identified in the FFY 2013 conditional approval letter.
<input type="checkbox"/>	The LEA is attaching documentation of completion of all issues identified in the FFY 2013 conditional approval letter. (Attach documentation showing completion of all issues.)
<input type="checkbox"/>	The LEA has not completed all issues identified in the FFY 2012 conditional approval letter. (Attach documentation showing completion of any issues and a list of items not yet completed.)

**SECTION III – Plan of Assurances**

A. Federal Program General Assurances: Please check the one box which applies.

<input checked="" type="checkbox"/>	The LEA provides assurances that it meets all eligibility requirements of Part B of the Individuals with Disabilities Education Act (IDEA-B) and the IDEA-B regulations. (20 USC 1413(a); 34 CFR §§ 300.201 – 300.213) These assurances are found in Section III of this Application. The LEA or State agency completed and has already submitted to the New Mexico Public Education Department's (PED) Special Education Bureau (SEB) a formal record of the LEA's School District Board's or Governing Body's adoption of special education policies and procedures that are consistent with State policies and procedures established under 34 CFR §§ 300.101-300.163 and §§ 300.165-300.174.
<input type="checkbox"/>	The LEA <b>cannot</b> 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 procedures established under 34 CFR §§ 300.101-300.163 and §§ 300.165-300.174. However, the LEA assures that throughout the period of this sub-grant award the LEA will operate programs consistent with the requirements of IDEA-B and the IDEA-B 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, <b>and not later than June 30, 2013.</b>



**B. Other Federal Assurances:**

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

NOTE: Check either 1a or date 1b, whichever applies.	
<input checked="" type="checkbox"/> <u>Yes</u>	<p>1a. The LEA, in providing for the education of children with disabilities within its jurisdiction, has in effect policies, 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)</p> <p style="text-align: center;"><i>Attach the approved minutes by the Local Board of Education or Governing Council showing approval of the amended policies and procedures.</i></p>
<u>DATE</u>	<p>1b. If assurance cannot be given for item 1a, please provide date on which applicant will provide proof of amended policies and procedures to the SEB, in order to provide assurance. <b>Date provided may be no later than June 30, 2013. For new state-chartered charter schools no later than December, 15, 2013.</b></p>

<u>Yes</u> assurance must be checked for Items 2-6, 7a or 7b, 8a or 8b and 9 through 12.	
<input checked="" type="checkbox"/> <u>Yes</u>	<p>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 (3) will be used to supplement State, local, and other Federal funds and not to supplant those Funds. (20 U.S.C. 1413(a)(2)(A); 34 CFR § 300.202)</p>
<input checked="" type="checkbox"/> <u>Yes</u>	<p>3. Except as provided in 34 CFR §§ 300.204 and 300.205, funds provided to the LEA under IDEA-B will not be used to 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>
<input checked="" type="checkbox"/> <u>Yes</u>	<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, 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 (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-B. (20 U.S.C. 1413(a)(2)(D); 34 CFR § 300.206)</p>
<input checked="" type="checkbox"/> <u>Yes</u>	<p>5. The LEA will ensure that all personnel necessary to carry out Part B of the Act are appropriately and adequately prepared, subject to the requirements of 34 CFR §300.156 (related to personnel qualifications) and section 2122 of the ESEA. (20 U.S.C. 1413(a)(3); 34 CFR § 300.207)</p>
<input checked="" type="checkbox"/> <u>Yes</u>	<p>6. To the extent the LEA uses IDEA-B funds to carry out any of the permissive uses described in 34 CFR § 300.208, such funds will be used consistent with 34 CFR § 300.208. (20 U.S.C. § 1413(a)(4); 34 CFR § 300.208)</p>



**NOTE:** Check either 7a or 7b, if applicable. Designate "N.A." in 7a and 7b, if the applicant is not a public charter school and the applicant does not have any charter schools that are public schools within its jurisdiction.

<input checked="" type="checkbox"/> <u>Yes</u>	<p>7a. In carrying out IDEA-B and 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 charter school to 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-B 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-B requirements are met in each public charter school 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>
<input type="checkbox"/> <u>Yes</u>	<p>7b. If a public charter school, chartered by the Public Education Commission (PEC), is an LEA applying for IDEA-B 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>
<p><b>NOTE:</b> Check only one (either 8a or 8b, whichever applies).</p>	
<input checked="" type="checkbox"/> <u>Yes</u>	<p>8a. 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 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>
<input type="checkbox"/> <u>Yes</u>	<p>8b. 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 print disabilities in a timely manner.</p> <p>(20 U.S.C. 1413(a)(6); 34 CFR § 300.210)</p> <p><i>Please provide an attached short one page narrative referencing section III.B.8b and describing the applicant's plan of action to accomplish this assurance.</i></p>
<input checked="" type="checkbox"/> <u>Yes</u>	<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 print disabilities in 34 CFR §300.172(e)(1)(i) or who need materials that cannot be produced from NIMAS files, receive those instructional materials in a timely manner.</p> <p>(20 U.S.C. 1413(a)(6); 34 CFR § 300.210)</p>
<input checked="" type="checkbox"/> <u>Yes</u>	<p>10. The LEA will provide the PED with information needed to enable the PED to carry out its duties under IDEA-B, 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-B.</p> <p>(20 U.S.C. 1413(a)(7); 34 CFR § 300.211)</p>
<input checked="" type="checkbox"/> <u>Yes</u>	<p>11. 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.</p> <p>(20 U.S.C. 1413(a)(8); 34 CFR § 300.212)</p>
<input checked="" type="checkbox"/> <u>Yes</u>	<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.</p> <p>(20 U.S.C. 1413(a)(9); 34 CFR § 300.213)</p>



C. Other Assurances

Yes assurance must be checked for Items 13 through 19.	
<input checked="" type="checkbox"/> 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.
<input checked="" type="checkbox"/> Yes	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: <ul style="list-style-type: none"> <li>• ASSURANCES - NON-CONSTRUCTION PROGRAMS (if applicable)</li> <li>• General Education Provisions Act Assurances</li> </ul> <p><i>If the applicant does not have any of these assurances on file with the PED, the applicant has attached such signed assurances to 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.</i></p>
<input checked="" type="checkbox"/> Yes	15. The LEA will provide accurate, valid and timely data to the PED deemed necessary by the PED to carry out its duty to 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. Department of Education. [20 U.S.C. 1412(a)(22), 1418(a); 34 CFR §§ 300.211; 300.640-300.646]
<input checked="" type="checkbox"/> Yes	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)
<input checked="" type="checkbox"/> Yes	17. As per 6.31.2.11(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.)
<input type="checkbox"/> Yes	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.)
<input checked="" type="checkbox"/> Yes	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)

D. Certifications: The LEA or State agency (applicant) is providing the following certifications.

Yes certifications must be checked for Items 1 and 2.	
<input checked="" type="checkbox"/> Yes	<p>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).</p>
<input checked="" type="checkbox"/> Yes	<p>2. As required by Executive Order 12549, Department and Suspension, and implemented at 34 CFR Part 85, for prospective participants in all lower tier transactions meeting the threshold and tier requirements stated at 34 CFR Part 85, Section 85.110--</p> <p>A. The applicant certifies that it and its principals:</p> <ul style="list-style-type: none"> <li>(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;</li> <li>(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;</li> <li>(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (2)(b) of this certification; and</li> <li>(d) Have not within a three-year period preceding this application had one or more public transaction (Federal, State, or local) terminated for cause or default; and</li> </ul> <p>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.</p>



**SECTION IV – Objectives**

*Important: For all amendments made after approval to Objectives 1-4 it is required to submit Attachment A, located on the SEB website, with a Budget Adjustment Request (BAR) in the Operating Budget Management System (OBMS).*

**OBJECTIVE 1: Uniform Chart of Accounts (UCOA) Function Code 1000 – DIRECT INSTRUCTION AND EXTENDED SCHOOL YEAR**

Please mark those items for which the applicant requires IDEA-B funds. Items selected in **Objective 1** of this application are to be budgeted under **Function Code 1000**.

1.	<input checked="" type="checkbox"/>	Employment of supplemental licensed special education teachers, [34 CFR § 300.156(c)] and licensed special education instructional assistants who work with students with IEPs, excluding gifted only
2.	<input checked="" type="checkbox"/>	Stipends for licensed general education teachers and special education instructional assistants involved in special education related activities for students with IEPs, excluding gifted only
3.	<input checked="" type="checkbox"/>	Purchased services that are directly associated with the teaching of students with IEPs, excluding gifted only
4.	<input checked="" type="checkbox"/>	Purchase of educational supplies, materials, curriculum, and software directly involved with implementing IEPs for students with IEPs, excluding gifted only
5.	<input checked="" type="checkbox"/>	Training costs for general and special education teachers and special education instructional assistants when related to improving instruction for students with IEPs, excluding gifted only
6.	<input checked="" type="checkbox"/>	Purchase of educational equipment used in direct instruction of students with IEPs, as per the requirements of Circular OMB A-87, Attachment B, Section (15)(b)(2), which states: "Capital expenditures for special purpose equipment are allowable as direct costs, provided that items with a unit cost of \$5000 or more have the prior approval of the awarding agency." Therefore, a Request for Equipment Purchase Approval Form is required prior to obligating IDEA-B funds, and may be obtained at <a href="http://www.ped.state.nm.us/SEB/fiscal/index.html">http://www.ped.state.nm.us/SEB/fiscal/index.html</a> .
7.	<input checked="" type="checkbox"/>	Costs related to extended school year service for students with IEPs, excluding gifted only
8.	<input type="checkbox"/>	Contract with Regional Educational Cooperatives (REC) to provide approved items in objective 1 and to be budgeted by the applicant in 24XXX.1000. <b>55913</b> ( <i>Contracts – Interagency/REC</i> )
Total <b>Objective 1</b> amount to be budgeted under <b>Fund Code 24106 (Basic)</b>		<u><b>1,301,027</b></u>
Total objective 1 amount to be budgeted under <b>Fund Code 24109 (Preschool)</b>		<u><b>\$15,513.00</b></u>



**OBJECTIVE 2: UCOA Function Code 2100: INSTRUCTIONAL SUPPORT**

Please mark those items for which the applicant requires IDEA-B funds. Items selected in objective 2 of this application are to be budgeted under function code 2100.

1.	<input checked="" type="checkbox"/>	Child Find to include private schools and evaluation activities (does not include gifted only)
2.	<input checked="" type="checkbox"/>	Employment of supervisors of special education for students with IEPs, excluding gifted only
3.	<input checked="" type="checkbox"/>	Employment of licensed related service providers who work with students with IEPs, excluding gifted only
4.	<input checked="" type="checkbox"/>	Employment of other professional staff who directly support students with IEPs, excluding gifted only
5.	<input checked="" type="checkbox"/>	Employment of support staff who directly work on special education related duties for students with IEPs, excluding gifted only
6.	<input checked="" type="checkbox"/>	Contracting for additional related service personnel to directly support students with IEPs, excluding gifted only
7.	<input checked="" type="checkbox"/>	Contracting for consultants to improve and support special education services for students with IEPs, excluding gifted only
8.	<input checked="" type="checkbox"/>	Stipends for students with IEPs participating in job readiness and career technical education classes (UCOA Function Code 3300, job classification 1625), excluding gifted only
9.	<input checked="" type="checkbox"/>	Stipends for non-employees who indirectly support students with IEPs, excluding gifted only
10.	<input checked="" type="checkbox"/>	Employment for students with IEPs participating in work base learning environments, excluding gifted only
11.	<input checked="" type="checkbox"/>	Other purchased services related to special education activities for students with IEPs, excluding gifted only
12.	<input checked="" type="checkbox"/>	Purchase of educational supplies, materials, software, technology and curriculum supporting services and devices for students with IEPs, excluding gifted only
13.	<input checked="" type="checkbox"/>	Training costs for related service providers and other professional and support staff when training is related to improving opportunities and support for students with IEPs in general education classrooms
14.	<input checked="" type="checkbox"/>	Transportation costs for students with IEPs when related to the implementation of IEP goals, excluding gifted only
15.	<input checked="" type="checkbox"/>	Travel costs for parents of students with IEPs when travel is related to special education related activities
16.	<input checked="" type="checkbox"/>	Purchase of educational equipment used in direct instruction of students with IEPs, as per the requirements of Circular OMB A-87, Attachment B, Section (15)(b)(2), which states: "Capital expenditures for special purpose equipment are allowable as direct costs, provided that items with a unit cost of \$5000 or more have the prior approval of the awarding agency." Therefore, a Request for Equipment Purchase Approval Form is required prior to obligating IDEA-B funds, and may be obtained at <a href="http://www.ped.state.nm.us/SEB/fiscal/index.html">http://www.ped.state.nm.us/SEB/fiscal/index.html</a> .
17.	<input type="checkbox"/>	Contract with Regional Educational Cooperatives (REC) to provide approved items in objective 2 and to be budgeted by the applicant in 24XXX.2100. 55913 or 24XXX.2200.55913 (Contracts – Interagency/REC)
Total objective 2 amount to be budgeted under Fund Code 24106 (Basic)		<u>\$1,519,500.00</u>
Total objective 2 amount to be budgeted under Fund Code 24109 (Preschool)		<u>\$46,000.00</u>

**OBJECTIVE 3: UCOA Function Codes 2300, 2400, 2700 and 3300: ALL OTHER ACTIVITIES RELATED TO THE PROVISION OF SPECIAL EDUCATION SERVICES TO STUDENTS WITH IEPs**

Please describe any other activities requested by **Function Code** and not budgeted under Function Codes 1000 or 2100 in which the applicant wishes to use IDEA-B entitlement funding. Please explain how those activities are specifically related to the provision of special education services to students with IEPs. **Prior approval is required before expenditures are to be incurred against the sub-grant.**

**If the LEA does not intend to budget IDEA-B funds in the Function Codes mentioned above, Objective 3 is not applicable.**

1.	<i>1000: Descriptor (example)</i>	
	<p><i>*Transportation for Community Base Instruction requesting for meals*: CBI is sustained and repeated instruction; teaching individually and small groups "real life" opportunities to facilitate the transition to adult life for students with disabilities: for example- using public transportation, eating at restaurants or fast food ( a number of important sub-skills are necessary when using a restaurant or fast food including: ordering, paying, eating, traveling, safety, and social etiquette), using the library, shopping, using the bank, Laundromat (doing laundry), participating in recreational, and leisure activities in the community.</i></p>	
	Total Function Code amount to be budgeted under <b>Fund Code 24106 (Basic)</b>	<b><u>\$7,000.00</u></b>
	Total Function Code amount to be budgeted under <b>Fund Code 24109 (Preschool)</b>	<b><u>\$7,000.00</u></b>
3.	<i>2300: Descriptor(example)</i>	
	<i>*Budget for Indirect Cost</i>	
	Total Function Code amount to be budgeted under <b>Fund Code 24106 (Basic)</b>	<b><u>\$45,023.00</u></b>
	Total Function Code amount to be budgeted under <b>Fund Code 24109 (Preschool)</b>	<b><u>\$1,245.00</u></b>
5.	<i>2700: Descriptor(example)</i>	
	Total Function Code amount to be budgeted under <b>Fund Code 24106 (Basic)</b>	<b><u>\$0.00</u></b>
	Total Function Code amount to be budgeted under <b>Fund Code 24109 (Preschool)</b>	<b><u>\$0.00</u></b>
6.	<i>3300: Descriptor(example)</i>	
	<p><i>*Activity requesting for extended school year services to implement services as per students IEP's service including: Teacher, Instructional Assistants, and Related Staff services. * Requesting permission for a cookout on the last day of ESY as an activity to involve parents, which will include students and staff. (parent involvement is of value during ESY, making parents feel welcomed and valued has shown to have a positive outcome, and has shown to be a real partnership in their children's learning experience)</i></p>	
	Total Function Code amount to be budgeted under <b>Fund Code 24106 (Basic)</b>	<b><u>\$58,048.00</u></b>
	Total Function Code amount to be budgeted under <b>Fund Code 24109 (Preschool)</b>	<b><u>\$0.00</u></b>



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## MEMORANDUM

Date: May 1, 2013

To: PED

From: Julie Hinojosa, Interim Director of SPED  
Gadsden Independent School District 

RE: IDEA B Application for School year 2013-2014 Objective 4

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Objective 4 Voluntary Coordinated Early Intervening Services (CEIS) Plan for school year 2013-2014 will be for the School-Wide Positive Behavior and Intervention and Support (SWPBIS) Program. The Instructional Specialist 1.0 FTE that is funded by Objective 4 is the facilitator for the campuses in our school district. The Specialist will meet with a representative from each school campus and review the accomplishments and needs for future planning. The main goal is to provide support for those students with behaviors that have not been identified needing Special Education Services but need behavioral support on a daily basis to keep them on track.

The Instructional Specialists will continue to support SWPBIS at all school campuses. The program encourages families to participate in various activities to encourage the student positive behavior. The training includes staff, administrators, as well as related staff to help develop understanding of the program which will result in the continuance of positive student achievement. Training continues such as Crisis Prevention Intervention (CPI) and Cardiopulmonary Resuscitation (CPR) as part of the first aid training.

**OBJECTIVE 4: VOLUNTARY COORDINATED EARLY INTERVENING SERVICES (CEIS)**  
**UCOA Fund Code 24112**

**Voluntary:** Under the 2004 amendments to the IDEA, (34 CFR § 300.226), an LEA may use **up to 15% of the current year IDEA basic allocation** for students in kindergarten through grade 12 (with a particular emphasis on students in kindergarten through grade 3) who **have not been** identified as needing special education or related services but who need additional academic and behavioral support to succeed in the general education environment. **Funds designated for this purpose are to be budgeted under Fund Code 24112 as per LEA’s CEIS plan. SEB approval is required prior to implementation of the CEIS Plan and is obtained upon approval of the FY2014 IDEA-B Local Application.**

[34 CFR 300.205 applies in conjunction with 34 CFR 300.226]

Each LEA that develops and maintains a CEIS plan under 34 CFR § 300.226 must annually report to the SEB on:

- A. The number of children served under 34 CFR § 300.226 who received early intervening services; and
- B. The number of children served under 34 CFR § 300.226 who received early intervening services and subsequently receive special education and related services under Part B of IDEA during the preceding two year period.

**Note:** This is a required submission in the Student Teacher Accountability Reporting System (STARS) and will be verified by SEB.

**A CEIS plan must be submitted with this application. Funds set aside for CEIS may not be expended until the CEIS plan has been approved along with your application. The plan must explain in detail how the funds will be utilized in accordance with 34 CFR § 300.226(b). In addition, the plan must describe the group of students that will be served through CEIS. In the proposed plan, be sure and provide a budget that sets out the source of funding for each activity that is identified utilizing the UCOA. The plan must have SEB approval prior to implementation.** Please refer to guidance memo from Denise Koscielniak, New Mexico Special Education Director, regarding “Technical Assistance: Coordinated Early Intervening Services”, dated August 20, 2009. The memo can be accessed on the SEB website.

[34 CFR 300.226(d); 20 U.S.C 1413(f)(4); 6.31.2.9(D)(4) NMAC]

Please mark those items for which the applicant has budgeted funds.

<input checked="" type="checkbox"/>	Professional development for teachers and other school staff to deliver scientifically based academic instruction and behavioral interventions, including scientifically based literacy instruction, and, where appropriate, training on the use of adaptive and instructional software
<input checked="" type="checkbox"/>	Providing educational and behavioral evaluations, services, and supports, including scientifically based literacy instruction
Amount to be transferred from fund <b>24106</b> to <b>24112</b>	
<b>\$70,000.00</b>	
<b># of Students</b>	If any funds are budgeted under this objective, the district must identify the estimated number of students who will be served with these funds during 2013-2014.

The students served under the CEIS program must be reported in STARS under the *Programs Fact Template, Field 17*. Programs Fact Template, Field 17 may only be completed if the student is identified as “CEIS” only in *Field 5 of the Programs Fact Template*. A final progress report, including each student’s progress, and whether or not a student has been referred for special education services, must be submitted to the SEB no later than June 15 of the current year. Failure to submit the progress report may delay the LEA’s request for CEIS funds the following grant year. Funds designated for this purpose are to be budgeted under **Fund Code 24112**.



**OBJECTIVE 5: MANDATORY COORDINATED EARLY INTERVENING SERVICES (CEIS)**  
**UCOA Fund Code 24112**

If the LEA has not received a determination letter for non-compliance with Indicators 4b, 9 and 10 (significant disproportionality), Objective 5 is not applicable.

**Mandatory:** Under the 2004 amendments to the IDEA, (34 CFR § 300.646), an LEA must reserve **up to 15% of the current year IDEA basic and preschool allocation** for students in kindergarten through grade 12 (with a particular emphasis on students in kindergarten through grade 3) who **have not been** identified as needing special education or related services but who need additional academic and behavioral support to succeed in the general education environment. **Funds designated for this purpose are to be budgeted under Fund Code 24112 as per LEA’s CEIS plan. SEB approval is required prior to implementation of the CEIS plan and is obtained upon approval of the FY2014 IDEA-B Local Application.**

[34 CFR 300.205 applies in conjunction with 34 CFR 300.646]

Pursuant to 20 U.S.C. § 1418(d) [34 CFR § 300.646], States must examine data at both the State and LEA levels and determine whether a significant disproportionality on the basis of race and ethnicity is occurring with respect to:

- (1) the identification of children as children with disabilities, including identification with a particular impairment;
- (2) the placement in a particular educational setting; and
- (3) the incidence, duration and type of disciplinary actions (including suspensions and expulsions).

If the SEA determines that a significant disproportionality is occurring in an LEA, the State must:

- (1) Provide for the review and, if appropriate, revision of the policies, procedures, and practices used in the identification or placement to ensure that they comply with the requirements of IDEA-B;
- (2) Require the LEA to reserve the maximum amount of funds under section 613(f) of the IDEA [34 CFR § 300.646 (b)(2)] to provide coordinated early intervening services to serve children in the LEA, particularly, but not exclusively, children in those over-identified groups; and
- (3) Require that the LEA report publicly on the revision of policies, practices and procedures.

**A CEIS plan must be submitted with this application. Funds set aside for CEIS may not be expended until the CEIS plan has been approved along with your application. The plan must explain in detail how the funds will be utilized in accordance with 34 CFR § 300.226(b). In addition, the plan must describe the group of students that will be served through CEIS. In the proposed plan, be sure and provide a budget that sets out the source of funding for each activity that is identified utilizing the UCOA. The plan must have SEB approval prior to implementation.** Please refer to guidance memo from Denise Koscielniak, New Mexico Special Education Director, regarding “Technical Assistance: Coordinated Early Intervening Services”, dated August 20, 2009. The memo can be accessed from the SEB website.

[34 CFR 300.226(d); 20 U.S.C 1413(f)(4); 6.31.2.9(D)(4) NMAC]

Please mark those items for which the applicant has budgeted funds:

<input type="checkbox"/>	Professional development for teachers and other school staff to deliver scientifically based academic instruction and behavioral interventions, including scientifically based literacy instruction, and, where appropriate, training on the use of adaptive and instructional software		
<input type="checkbox"/>	Providing educational and behavioral evaluations, services, and supports, including scientifically based literacy instruction		
<input type="checkbox"/>	The district must estimate the number of students who will be served with these funds during 2013-2014		
Amount to be transferred from 24106 to 24112	\$0.00	Amount to be transferred from 24109 to 24112	\$0.00

The students served under the CEIS program must be reported in STARS under the *Programs Fact Template, Field 17*. Programs Fact Template, Field 17 may only be completed if the student is identified as “CEIS” only in *Field 5 of the Programs Fact Template*. A final progress report, including each student’s progress, and whether or not a student has been referred for special education services, must be submitted to the SEB no later than June 15 of the current year. Failure to submit the progress report in STARS may delay the LEA’s request for CEIS funds the following grant year. Funds designated for this purpose are to be budgeted under **Fund Code 24112**.

**OBJECTIVE 6: LOCAL CHARTER SCHOOL OBJECTIVE**  
**UCOA Function Code 2500, Object Code 55912 and Applicable Location Code**

**If no charter schools exist within the educational jurisdiction, objective 6 is not applicable.**

An LEA must comply with certain requirements if it has charter schools within its jurisdiction that are public schools of the LEA. The LEA must 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 charter school to the same extent to which the LEA has a policy or practice of providing such services on the site to its other public schools. The LEA also must provide IDEA-B funds to those charter schools:

- (1) 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
- (2) 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.

[20 U.S.C. 1413(a)(5); 34 CFR § 300.209(b)]

In order to verify that LEAs are reserving an adequate amount of their IDEA-B funds for services to students with IEPs (excluding gifted only) in charter schools, necessary to comply with IDEA requirements, **the application must include a separate objective that is distinguishable within the Operating Budget Management System (OBMS) for each charter school.** Enrollment numbers are to be exclusive of those students who are gifted only, however, a student who is gifted and is learning disabled would be included in the enrollment figures. Include additional copies of the following page if more than four local charters schools exist. For LEAs with charter schools that do not open until fall 2013, an appropriate amount must be based on an estimate of students with IEPs, that are not gifted, who will be served at the charter school. This estimated allocation should be adjusted by the end of December 2013 and based on actual data collected during the actual school year to reflect actual counts of students with IEPs on the 40 Day reporting period. Funds allocated under this section are to be reported to the PED in OBMS by budgeting each charter school allocation under function code 2500 (Central Services), object code 55912 (Flow-through Grants to Charters) and the applicable location code for each local charter school.

**Please note that the provision of funds to the LEA's local charter school(s) must be determined on the same basis and at the same time as all other public schools within the LEA's jurisdiction.**

[34 C.F.R. § 300.209]

<input checked="" type="checkbox"/>	1. District chartered charter schools' initial allocations are included in this application so that funds may be distributed at the same time as the LEA distributes other Federal funds to the LEA's other public schools.
<input checked="" type="checkbox"/>	2. Funds will be allocated to district chartered charter schools by a proportional distribution based on relative enrollment of children with disabilities. <i>If funds are not to be disbursed by a proportional distribution based on relative enrollment of children with disabilities please describe how funds are to be distributed in the space below. SEB may require further clarification under this objective before the application may be approved.</i>
<i>Clarification on distribution of funds.</i>	

Please mark those items for which the applicant requires supplemental IDEA budget funds.

<input type="checkbox"/>	Personnel costs for providing special education service to students with IEPs; except for gifted only
<input type="checkbox"/>	Training costs for staff involved with providing special education services for students with IEPs; except for gifted only
<input checked="" type="checkbox"/>	Supplies and material costs related to providing special education services for students with IEPs; except for gifted only
<input checked="" type="checkbox"/>	Purchase of educational equipment used in direct instruction of students with IEPs, as per the requirements of Circular OMB A-87, Attachment B, Section (15)(b)(2), which states: "Capital expenditures for special purpose equipment are allowable as direct costs, provided that items with a unit cost of \$5000 or more have the prior approval of the awarding agency." Therefore, a Request for Equipment Purchase Approval Form is required prior to obligating IDEA-B funds, and may be obtained at: <a href="http://www.ped.state.nm.us/SEB/fiscal/index.html">http://www.ped.state.nm.us/SEB/fiscal/index.html</a> .



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MEMORANDUM

DATE: May 1, 2013

TO: Colleen Adolph, BA, MA, EDS, and Director  
Anthony Charter School

FROM: Juliana Hinojosa, Interim Director of Special Education  
Gadsden Independent School District

RE: School Year 2013-2014 Allocation

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The Special Education Department (SPED) is pleased to inform you the Individuals with Disabilities Education Act Part B (IDEA-B) Local Application for 2013-2014 has been completed and submitted to the Public Education Department (PED). Based on available funding and the application submitted, the Gadsden Independent School Special Education Department (GISD-SPED) approved allocation of UCOA Fund Code **24106** the amount of ***\$12,083.00***

(Attach additional pages if required)

<b>Local Charter School Name</b>	<b>Anthony Charter School</b>		
<b>LEA's Total IEP Enrollment (Including Local Charters)</b>		<b>Local Charter School's IEP Enrollment</b>	
<b>A/B level (excluding gifted only)</b>	766	<b>A/B level (excluding gifted only)</b>	6
<b>C level (excluding gifted only)</b>	455	<b>C level (excluding gifted only)</b>	0
<b>D level (excluding gifted only)</b>	244	<b>D level (excluding gifted only)</b>	0
<b>Proportional Share (Charter # / LEA total # = %)</b>		<b>0.01%</b>	
<b>Local Charter School 24106 Allocation:</b>	\$12,083		
<b>LEA's Total IEP 3-5 year old Enrollment (Including Local Charters)</b>		<b>Local Charter School's 3-5 year old IEP Enrollment</b>	
<b>A/B level (excluding gifted only)</b>	0	<b>A/B level (excluding gifted only)</b>	0
<b>C level (excluding gifted only)</b>	0	<b>C level (excluding gifted only)</b>	0
<b>D level (excluding gifted only)</b>	0	<b>D level (excluding gifted only)</b>	0
<b>Proportional Share (Charter # / LEA total # = %)</b>		<b>0.00%</b>	
<b>Local Charter School 24109 Allocation:</b>	\$0.00		
<i>Specific use of allocation and explanation of allocation determination if proportionate share is not used:</i> (text)			

<b>Local Charter School Name:</b>			
<b>LEA's Total IEP Enrollment (Including Local Charters)</b>		<b>Local Charter School's IEP Enrollment</b>	
<b>A/B level (excluding gifted only)</b>	0	<b>A/B level (excluding gifted only)</b>	0
<b>C level (excluding gifted only)</b>	0	<b>C level (excluding gifted only)</b>	0
<b>D level (excluding gifted only)</b>	0	<b>D level (excluding gifted only)</b>	0
<b>Proportional Share (Charter # / LEA total # = %)</b>		<b>0.00%</b>	
<b>Local Charter School 24106 Allocation:</b>	\$0.00		
<b>LEA's Total IEP 3-5 year old Enrollment (Including Local Charters)</b>		<b>Local Charter School's 3-5 year old IEP Enrollment</b>	
<b>A/B level (excluding gifted only)</b>	0	<b>A/B level (excluding gifted only)</b>	0
<b>C level (excluding gifted only)</b>	0	<b>C level (excluding gifted only)</b>	0
<b>D level (excluding gifted only)</b>	0	<b>D level (excluding gifted only)</b>	0
<b>Proportional Share (Charter # / LEA total # = %)</b>		<b>0.00%</b>	
<b>Local Charter School 24109 Allocation:</b>	\$0.00		
<i>Specific use of allocation and explanation of allocation determination if proportionate share is not used:</i> (text)			



<b>Local Charter School Name</b>			
LEA's Total IEP Enrollment ( <i>Including Local Charters</i> )		Local Charter School's IEP Enrollment	
A/B level ( <i>excluding gifted only</i> )	0	A/B level ( <i>excluding gifted only</i> )	0
C level ( <i>excluding gifted only</i> )	0	C level ( <i>excluding gifted only</i> )	0
D level ( <i>excluding gifted only</i> )	0	D level ( <i>excluding gifted only</i> )	0
Proportional Share (Charter # / LEA total # = %)		0.00%	
Local Charter School 24106 Allocation:	\$0.00		
LEA's Total IEP 3-5 year old Enrollment ( <i>Including Local Charters</i> )		Local Charter School's 3-5 year old IEP Enrollment	
A/B level ( <i>excluding gifted only</i> )	0	A/B level ( <i>excluding gifted only</i> )	0
C level ( <i>excluding gifted only</i> )	0	C level ( <i>excluding gifted only</i> )	0
D level ( <i>excluding gifted only</i> )	0	D level ( <i>excluding gifted only</i> )	0
Proportional Share (Charter # / LEA total # = %)		0.00%	
Local Charter School 24109 Allocation	\$0.00		
<i>Specific use of allocation and explanation of allocation determination if proportionate share is not used:</i> (text)			

<b>Local Charter School Name</b>			
LEA's Total IEP Enrollment ( <i>Including Local Charters</i> )		Local Charter School's IEP Enrollment	
A/B level ( <i>excluding gifted only</i> )	0	A/B level ( <i>excluding gifted only</i> )	0
C level ( <i>excluding gifted only</i> )	0	C level ( <i>excluding gifted only</i> )	0
D level ( <i>excluding gifted only</i> )	0	D level ( <i>excluding gifted only</i> )	0
Proportional Share (Charter # / LEA total # = %)		0.00%	
Local Charter School 24106 Allocation:	\$0.00		
LEA's Total IEP 3-5 year old Enrollment ( <i>Including Local Charters</i> )		Local Charter School's 3-5 year old IEP Enrollment	
A/B level ( <i>excluding gifted only</i> )	0	A/B level ( <i>excluding gifted only</i> )	0
C level ( <i>excluding gifted only</i> )	0	C level ( <i>excluding gifted only</i> )	0
D level ( <i>excluding gifted only</i> )	0	D level ( <i>excluding gifted only</i> )	0
Proportional Share (Charter # / LEA total # = %)		0.00%	
Local Charter School 24109 Allocation	\$0.00		
<i>Specific use of allocation and explanation of allocation determination if proportionate share is not used:</i> (text)			

If the School District has more than four locally chartered charter schools, please attach the required allocation information for objective 6 on a separate report.

## **OBJECTIVE 7: PRIVATE SCHOOL OBJECTIVE**

### **UCOA Fund Codes 24115 and 24215**

(See required consultation and notes below.)

**If no eligible private school students are present, this objective is not applicable.**

#### **A. Determining the Proportionate Share for Equitable Participation Services**

Under 34 CFR §§ 300.132-300.133, an LEA must spend a proportionate amount of their IDEA-B Basic Entitlement and, if applicable, Preschool sub-grant funds for special education and related services (“equitable participation services”) to students with disabilities who are parentally placed in private elementary and secondary schools (“equitable participation services”) located in the school district served by the LEA. Students who are gifted only are not to be included in the calculation of private school proportionate share however a student who is gifted and is learning disabled would be included in the calculation. Children aged three through five are considered to be parentally-placed private school children with disabilities, only if they are enrolled in a private school that meets the definition of elementary school in 34 CFR §300.13. New Mexico State law defines an elementary school as “a public school providing instruction for grades kindergarten through eight, unless there is a junior high school program approved by the state board [department], in which case it means a public school providing instruction for grades kindergarten through six” 22-1-3(A) NMSA 1978.

LEAs must budget their IDEA-B Basic Entitlement and, if applicable, Preschool Entitlement sub-grant funds accordingly within fund 24115 in order to ensure that they can meet the proportionate share spending requirement under 34 CFR §§ 300.132-300.133. The proportionate share amount is determined using:

- (1) the LEA’s IDEA-B Basic/Preschool Entitlement sub-grant amount;
  - (a) the count of parentally-placed private school children with disabilities, aged 3 through 21 (or 3 through 5 for the Preschool Grant), attending private elementary and secondary schools located in the LEA (This count must be conducted on the second Wednesday in October.) [34 CFR § 300.133(c)(1)]; and
  - (b) the total number of children with disabilities in the LEA’s jurisdiction aged 3 through 21 (or 3 through 5 for the Preschool Grant) (the second Wednesday in October count is used).

[34 CFR § 300.133(a)(1)]

\*Data regarding students in private schools must be collected through the LEAs for STARS as part of the OSEP annual child count (The first reporting date, the second Wednesday in October).

Appendix B of the IDEA-B regulations shows how the proportionate share amount is determined. **A copy of Appendix B can be found in the General Information & Guidelines on the SEB website.**

#### **B. Determining Who Receives Equitable Participation Services**

No parentally-placed private school child with a disability has an individual right to receive some or all of the special education and related services that the child would receive if enrolled in a public school. [34 CFR § 300.137(a)] The LEA’s consultation process must cover a number of topics, including the LEA’s child find activities, the consultation process, and decision-making on the provision of services. Consultation must address how special education and related services will be apportioned if the proportionate share of IDEA-B funds are insufficient to serve all parentally-placed private school children. [34 CFR § 300.134] While an LEA cannot refuse to consider the needs of parentally-placed private school children with disabilities, the LEA ultimately decides which students will receive equitable participation services, and an LEA, after meaningful consultation, can decide not to serve some students. [OSEP Letter to Mendelson (Aug. 25, 2007), 49 IDELR 198.]

#### **C. Determining Equitable Participation Services To Be Provided**

The LEA’s consultation process must address how, where, and by whom special education and related services will be provided for parentally-placed private school children with disabilities, including a discussion of:

- (1) The types of services, including direct services and alternate service delivery mechanisms; and
- (2) How and when those decisions will be made.

If an eligible parentally-placed private school student is designated to receive services, a services plan must be developed and implemented consistent with the requirements at 34 CFR §§ 300.137-300.139. Equitable participation services must be documented on a written services plan for each eligible student who has been designated by the LEA to receive services. [34 CFR § 300.132(b)] The LEA must:

- (1) Initiate and conduct meetings to develop, review, and revise a services plan for the child, in accordance with §300.138(b); and
- (2) Ensure that a representative of the religious or other private school attends each meeting. If the representative cannot attend, the LEA shall use other methods to ensure participation by the religious or other private school, including individual or conference telephone calls. The LEA makes the final decision on services to be provided to eligible students. [34 CFR §300.137(b)] Parentally-placed private school children with disabilities may receive a different amount of services than children with disabilities in public schools. [34 CFR § 300.138]

The services plan must describe the specific special education and related services that the LEA will provide to the child in light of the services that the LEA has determined that it will make available. The services plan must, to the extent appropriate:

- (1) Meet the IEP requirements of 34 CFR §300.320, or for a child ages three through five, meet the IEP requirements of 34 CFR §300.323(b) with respect to the services provided; and
- (2) Be developed, reviewed, and revised consistent with IEP procedures described at §§300.321 through 300.324.

The services provided must be provided by personnel meeting the same standards as personnel providing services in the public schools, except that private elementary school and secondary school teachers who are providing equitable services to parentally-placed private school children with disabilities do not have to meet the highly qualified special education teacher requirements.

Equitable participation services may be provided on the premises of private, including religious, schools, to the extent consistent with the law. The consultation process must include a discussion of where services will be provided. The services plan must include transportation costs, in certain situations if necessary for the child to benefit from or participate in the equitable participation services provided by the LEA under IDEA-B. These transportation costs may cover transportation:

- (1) From the child's school or the child's home to a site other than the private school; and
- (2) From the service site to the private school, or to the child's home, depending on the timing of the services.

LEAs are not required to provide transportation from the child's home to the private school. The cost of the transportation included in a services plan may be included in calculating whether the LEA has met the proportionate share requirement of 34 CFR §300.133. (34 CFR § 300.139) A separate objective is required for the purpose of tracking these funds and prior approval is required.

Equitable participation services must be provided:

- (1) By employees of a public agency; or
- (2) Through contract by the public agency with an individual, association, agency, organization, or other entity.



Special education and related services provided to parentally-placed private school children with disabilities, including materials and equipment, must be secular, neutral, and non-ideological. [34 CFR § 300.138(c)] An LEA may use IDEA-B funds to pay for the services of an employee of a private school to provide equitable participation services if:

- (1) The employee performs the services outside of his or her regular hours of duty; and
- (2) The employee performs the services under public supervision and control.

[34 CFR 300.142(b)]

Please mark those items for which the applicant has budgeted funds **(after completing the required consultation with the Private School Administration)**.



	Employment/contracting of additional special education and related services personnel to deliver direct instruction or to deliver consultation to private school personnel (excluding evaluation services)
	Purchase of educational supplies directly related to the service plans of parentally-placed private school students eligible for special education services

**Notes:**

- Do not include activities for child find and reevaluation activities under this objective, those activities belongs under Objective 2.
- Funds allocated to this objective remain with the LEA and do not flow to the private school. Reimbursements for costs associated with the private school will be via approved LEA fiscal practices.

A public agency must control and administer the funds used to provide IDEA-B equitable participation services, and hold title to and administer materials, equipment, and property purchased with those funds for the uses and purposes provided in IDEA-B. The public agency may place equipment and supplies in a private school for the period of time needed for the IDEA-B program. The public agency must ensure that the equipment and supplies placed in a private school:

- (1) Are used only for Part B purposes; and
- (2) Can be removed from the private school without remodeling the private school facility.

The public agency must remove equipment and supplies from a private school if:

- (1) The equipment and supplies are no longer needed for Part B purposes; or
- (2) Removal is necessary to avoid unauthorized use of the equipment and supplies for other than Part B purposes.

No funds under Part B of the Act may be used for repairs, minor remodeling, or construction of private school facilities. [34 CFR § 300.144]

**D. Documentation of Private School Consultation**

IDEA requires that a local education agency (LEA) consult with representatives of private schools and parents of parentally-placed private school students during the design and development of special education and related services for students with IEPs, regarding:

- (1) the child find process, including how parentally-placed private school children with disabilities can participate equitably, and how parents, teachers, and private school officials will be informed of the process;
- (2) the determination of the proportionate amount of federal funds available to serve these students, including the determination of how the proportionate share of those funds was calculated;
- (3) the consultation process, including how the process will operate throughout the year to ensure that parentally placed private school students can meaningfully participate in special education and related services;
- (4) how, where, and by whom services will be provided to these students, including a discussion of
  - (i) the types of services (including direct services and alternate service delivery mechanisms),
  - (ii) how special education and related services will be apportioned if funds are insufficient to serve all parentally-placed private school children; and
  - (iii) the process by which the LEA will notify, in writing, the reasons why the LEA may choose not to provide services as requested by representatives of private schools.

[20 U.S.C. 1412(a)(10)(A)(iii); 34 CFR § 300.134]

The law also requires that documentation of this consultation be provided to the state education agency. The purpose of this form is to meet this requirement for documentation.

We, the undersigned representatives of private schools, affirm that we were consulted by (Gadsden Independent School District) during the design and development of Special Education and related services for students with IEPs, with regard to the five items summarized above, specifically described at 20 U.S.C. 1412(a)(10)(A)(iii) [ 34 CFR § 300.134].

**LEA PRIVATE SCHOOL CONSULTATION DOCUMENTATION**

	<b>Name of Private School</b>	<b>Name of Representative (print)</b>	<b>Signature of Representative</b>	<b>Date</b>
1.	Calvary West Christian High School	Elizabeth Gonzales	<i>Elizabeth Gonzales</i>	4/18/13
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				
11.				
12.				
13.				
14.				
15.				
16.				

ADDITIONAL INFORMATION (Attach additional pages if required)



Private School Name:

Calvary West Christian High School

LEA's Total IEP Enrollment plus Private School's Enrollment with LEA designated service plans

a	Number of eligible children with disabilities in public schools in the LEA (excluding gifted only):	1465
b	Number of parentally-placed eligible children with disabilities in private elementary schools and/or secondary schools located in the LEA (excluding gifted only):	5
c	Total number of eligible children (a + b = c)	1470
d	Total Allocation for Basic Entitlement (24106) and/or Preschool Entitlement (24109)	\$2,962,220.00
e	Average Allocation => Total LEA Allocation divided by (÷) number of eligible students: (d ÷ c = e)	2,015
f	Amount to be Expended for parentally-placed children with disabilities => Number of Parentally-placed children with disabilities multiplied by (x) Average Allocation: (b x e = f)	10,076

Private School Name:

LEA's Total IEP Enrollment plus Private School's Enrollment with LEA designated service plans

a	Number of eligible children with disabilities in public schools in the LEA (excluding gifted only):	
b	Number of parentally-placed eligible children with disabilities in private elementary schools and/or secondary schools located in the LEA (excluding gifted only):	
c	Total number of eligible children (a + b = c)	0
d	Total Allocation for Basic Entitlement (24106) and/or Preschool Entitlement (24109)	
e	Average Allocation => Total LEA Allocation divided by (÷) number of eligible students: (d ÷ c = e)	
f	Amount to be Expended for parentally-placed children with disabilities => Number of Parentally-placed children with disabilities multiplied by (x) Average Allocation: (b x e = f)	

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MEMORANDUM

DATE: May 1, 2013

TO: Elizabeth Gonzales, Administrator  
Calvary West Christian High School

FROM: Juliana Hinojosa, Interim Director of Special Education   
Gadsden Independent School District

RE: School Year 2013-2014 Allocation

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The Special Education Department (SPED) is pleased to inform you the Individuals with Disabilities Education Act Part B (IDEA-B) Local Application for 2013-2014 has been completed and submitted to the Public Education Department (PED). Based on available funding and the application submitted, the Gadsden Independent School Special Education Department (GISD-SPED) approved allocation of UCOA Fund Code **24106** the amount of **\$ 10,076.00**



Private School Name:

LEA's Total IEP Enrollment plus Private School's Enrollment with LEA designated service plans

<b>a</b>	Number of eligible children with disabilities in public schools in the LEA <i>(excluding gifted only)</i> :	
<b>b</b>	Number of parentally-placed eligible children with disabilities in private elementary schools and/or secondary schools located in the LEA <i>(excluding gifted only)</i> :	
<b>c</b>	Total number of eligible children (a + b = c)	0
<b>d</b>	Total Allocation for Basic Entitlement (24106) and/or Preschool Entitlement (24109)	

<b>e</b>	Average Allocation => Total LEA Allocation divided by (÷) number of eligible students: (d ÷ c = e)	
<b>f</b>	Amount to be Expended for parentally-placed children with disabilities => Number of Parentally-placed children with disabilities multiplied by (x) Average Allocation: (b x e = f)	

Private School Name:

LEA's Total IEP Enrollment plus Private School's Enrollment with LEA designated service plans

<b>a</b>	Number of eligible children with disabilities in public schools in the LEA <i>(excluding gifted only)</i> :	
<b>b</b>	Number of parentally-placed eligible children with disabilities in private elementary schools and/or secondary schools located in the LEA <i>(excluding gifted only)</i> :	
<b>c</b>	Total number of eligible children (a + b = c)	0
<b>d</b>	Total Allocation for Basic Entitlement (24106) and/or Preschool Entitlement (24109)	

<b>e</b>	Average Allocation => Total LEA Allocation divided by (÷) number of eligible students: (d ÷ c = e)	
<b>f</b>	Amount to be Expended for parentally-placed children with disabilities => Number of Parentally-placed children with disabilities multiplied by (x) Average Allocation: (b x e = f)	

**Private School Evaluations and Services from 2012-2013**

IDEA requires that each LEA maintain in its records, and provide to the SEA, the following information related to parentally-placed private school children covered under §§300.130 through 300.144:

- (1) The number of children evaluated;
- (2) The number of children determined to be children with disabilities; and
- (3) The number of children served.

[20 U.S.C. 1412(a)(10)(A)(i); 34 CFR § 300.132(c)]

Please report this information on parentally-placed private school students for the 2012-2013 school year:

1.	Number of students who were evaluated during 2012-2013	5
2.	Number of students who were found to be eligible under IDEA	5
3.	Number of students who were served *	5

\* If there is a difference between line 2 and line 3, please provide a written justification.

**If no private schools exist within the LEA's educational jurisdiction boundaries of this LEA, Objective 7 not applicable.**



**OBJECTIVE 8: Excess Cost Calculation**

Objective 8 must be completed before submitting this application and must be updated after FY 2013 expenditures have been finalized. Except as otherwise provided, amounts provided to an LEA under Part B of IDEA may be used only to pay the excess costs of providing special education and related services to children with disabilities. Excess costs are those costs for the education of an elementary school or secondary school students with a disability that are in excess of the average annual per student expenditure in an LEA during the preceding school year for an elementary school or secondary school student, as may be appropriate. Excess cost calculations may not include expenditures for capital outlay or debt service. An LEA must spend at least the average annual per student expenditure on the education of an elementary school or secondary school child with a disability before funds under Part B of the Act are used to pay the excess costs of providing special education and related services. Section 602(8) of the Act and IDEA-B regulation section 300.16 require the LEA to compute the minimum average amount separately for children with disabilities in its elementary schools and for children with disabilities in its secondary schools. **LEAs may not compute the minimum average amount it must spend on the education of children with disabilities based on a combination of the enrollments in its elementary schools and secondary schools.** [20 U.S.C. 14401(8); 34 CFR § 300.16]

**Elementary School Excess Cost**

Total amount of expenditures for elementary school students from all sources--local, State, and Federal (including Part B) -- in FY2012, excluding capital outlay and debt services.

a.	Expenditures from State and local tax funds	+	39,558,729.47
b.	Expenditures from Federal funds	+	2,210,269.26
c.	Less expenditures for capital outlay and debt service	-	690,489.37
d.	<b>Total expenditures for elementary school students less capital outlay and debt service (<math>a + b - c</math>)</b>	=	<b>41,078,509.36</b>

Subtract actual FY2012 elementary school expenditures for:

e.	IDEA, Part B allocation	+	89,632.62
f.	ESEA, Title I, Part A allocation	+	2,120,636.64
g.	ESEA, Title III, Parts A and B allocation	+	0.00
h.	State and local funds for children with disabilities	+	5,623,887.19
i.	State or local funds for programs under ESEA, Title I, Part A, and Title III, Parts A and B	+	0.00
j.	<b>Total of other deductions (<math>e + f + g + h + i</math>)</b>	=	<b>7,834,156.45</b>
k.	<b>Total Expenditures (<math>d - j</math>)</b>	=	<b>33,244,352.91</b>

Determine the average annual per student expenditure for the LEA's elementary schools by dividing the average number of students enrolled in the elementary schools during FY2012 (including children with disabilities) into the total expenditures calculated in item "j". The amount obtained through this computation is the minimum amount the LEA must spend (on the average) for the education of each of its elementary school children with disabilities. Funds under Part B may be used only for costs over and above this minimum.

l.	Average number of elementary students enrolled	÷	7,653
m.	<b>Average annual per student expenditure (<math>k ÷ l</math>)</b>	=	<b>4,343.96</b>
n.	Number of elementary students with IEPs ( <i>Excluding Gifted Only</i> )	x	1,230
o.	<b>Minimum amount of funds that the LEA must spend for the education of children with disabilities enrolled in the LEA's elementary schools before using Part B funds (<math>m \times n</math>)</b>	=	<b>5,343,070.80</b>

**Secondary School Excess Cost**

Total amount of expenditures for secondary school students from all sources--local, State, and Federal (including Part B) -- in FY2012, excluding capital outlay and debt services.

a.	Expenditures from State and local tax funds	+	32,876,890.55
b.	Expenditures from Federal funds	+	1,217,119.50
c.	Less expenditures for capital outlay and debt service	-	1,809,480.63
d.	<b>Total expenditures for secondary school students less capital outlay and debt service (a + b - c)</b>	=	<b>32,284,529.42</b>

Subtract actual FY 2012 secondary school expenditures for:

e.	IDEA, Part B allocation	+	167,845.87
f.	ESEA, Title I, Part A allocation	+	967,760.72
g.	ESEA, Title III, Parts A and B allocation	+	0.00
h.	State and local funds for children with disabilities	+	3,910,849.71
i.	State or local funds for programs under ESEA, Title I, Part A, and Title III, Parts A and B	-	0.00
j.	<b>Total of other deductions (e + f + g + h + i)</b>	=	<b>5,046,456.30</b>
k.	<b>Total Expenditures (d-j)</b>	=	<b>27,238,073.12</b>

Determine the average annual per student expenditure for the LEA's secondary schools by dividing the average number of students enrolled in the secondary schools during FY2012 (including children with disabilities) into the total expenditures calculated in item "I". The amount obtained through this computation is the minimum amount the LEA must spend (on the average) for the education of each of its elementary school children with disabilities. Funds under Part B may be used only for costs over and above this minimum.

l.	Average number of secondary students enrolled	÷	6,024
m.	<b>Average annual per student expenditure (k ÷ l)</b>	=	<b>4,521.59</b>
n.	Number of secondary students with IEPs (Excluding Gifted Only)	x	777
o.	<b>Minimum amount of funds that the LEA must spend for the education of children with disabilities enrolled in the LEA's secondary schools before using Part B funds (m x n)</b>	=	<b>3,513,275.43</b>

This application for IDEA-B Entitlement (Basic and Preschool) funding was submitted to the LEA's local school board or governing authority on   (May 15)  , **2013** 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.

In conjunction with this submission, I certify that all assurances, listed in Section I (Public Information) and checked as "yes" in Section III (Plan of Assurance) have been met, or that the LEA has completed, or will complete and submit proof of adoption to the SEB, policies and procedures that are consistent with State policies and procedures established under IDEA-B regulations, by no later than June 30, 2013. I further certify that the LEA can make the assurances checked 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, 2013 (34 CFR § 76.104)

Printed/Typed Name and Title of Authorized Representative of the LEA or State Agency:	
Juliana L. Hinojosa, Interim Special Education Director	
Signature:	Date:

**GENERAL APPROVAL STATEMENT**

The Board of Education or Governing Authority for the   Gadsden Independent   School District or State Chartered Charter School provides assurance to the New Mexico Public Education Department/Special Education Bureau 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 New Mexico PED have been approved by the local Board of Education and/or Charter School Governing Authority.

_____	_____
Board of Education President Signature/Governing Board Signature	Date
_____	_____
Superintendent Signature/ Head Administrator Signature	Date
_____	_____
Special Education Director Signature	Date
_____	_____
Business Manager Signature	Date

I represent parents of the Local Educational Agency (LEA). I assure the Department that parents were a part of the development of the IDEA-B Entitlement budget for the upcoming year.

_____	_____
Parent Representative Signature	Date