

CARES Act Certification of Participation in Equitable Services to Non-public Schools



On _____, 2020 the _____ (Local Educational Agency (LEA) name) consulted with or made reasonable attempts to consult with _____ (name of non-public school) for the purpose of discussing the non-public school's participation in activities under the (check all that apply)

- LEA's allocation under Elementary and Secondary School Emergency Relief (ESSER) (Section 18003(c) of the CARES Act)
- Supplemental allocation to LEA from the ESSER State Reserve funds
- Governor's Emergency Education Relief Fund (GEER Fund) (section 18002 of the CARES Act)

The LEA and non-public school official(s) communicated on key issues that are relevant to the equitable participation of eligible non-public school students, teachers and other education personnel, and families.

The CARES Act requires calculation of the amount to be made available for equitable services in the same manner as provided under Section 1117 of the Elementary and Secondary Education Act (ESEA) of 1965. Under ESEA, LEAs provide "equitable services" to non-public school students and teachers by allocating a proportionate share of ESEA funds to non-public schools. The proportionate share used to provide equitable services to non-public schools under the CARES Act is based on the number of low income students that reside within the district that attend the non-public school.

During consultation, the LEA discussed the methodology used to determine equitable services and explained the allowable activities available under the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) and agreed on how to obtain equitable services under CARES Act funding.

In addition to the method of distribution and allowable activities, the non-public school and LEA discussed the amount of funding available for allowable activities and how that amount was calculated, how, where and by whom the services will be provided, the service delivery mechanism and whether services will be provided directly by the LEA or through a separate agency, consortium, entity or third party contractor, and any LEA fiscal policies for the provision of services. The non-public school understands that CARES Act funds remain in public control; reimbursement of expenses is prohibited, the equitable services and other benefits provided by the LEA including materials and equipment must be secular, neutral, and nonideological and will comply with all applicable program and/or fiscal reporting requirements.

___ As a result of the consultation, the non-public school will participate in the following ESSER fund allowable activities: (check all that apply)

- | | |
|--|---|
| <input type="checkbox"/> Allowable activities under ESSA | |
| <input type="checkbox"/> Allowable activities under IDEA | |
| <input type="checkbox"/> Allowable activities under McKinney-Vento | |
| <input type="checkbox"/> Allowable activities under Adult Education | |
| <input type="checkbox"/> Allowable activities under the Perkins Act | |
| <input type="checkbox"/> Additional ESSER Allowable Activities: | |
| <input type="checkbox"/> Coordination of preparedness and response efforts of local educational agencies with State, local, Tribal, and territorial public health departments, and other relevant agencies | <input type="checkbox"/> Planning for and coordinating on long-term closures (including on meeting IDEA requirements, how to provide online learning, and how to provide meals to students) |

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Staff training and professional development on sanitation and minimizing the spread of infectious disease

Discretionary funds for school principals to address the needs of their individual schools

Purchasing supplies to sanitize and clean facilities

Other activities that are necessary to maintain the operation and continuity of services in LEAs

Purchasing educational technology (hardware, software, and connectivity) for students

Continuing the employment of their existing staff

Purchase assistive or adaptive technology

Providing supports to promote remote learning

Mental health services and supports

Professional learning related to remote learning

Summer learning and supplemental after-school programs

___ As a result of the consultation, the non-public school will participate in the following GEER fund allowable activities: (list all that apply):

Signatures

Check the options under the applicable sections below.

Agreement of Participation

The parties below agree that timely and meaningful consultation occurred between the LEA and the non-public school during the design and development of the LEA's GEER and or ESSER-funded services. Further, the parties agree that timely and meaningful consultation will continue throughout the implementation and assessment of the agreed upon equitable services.

The parties below have developed a summary of the agreed upon equitable services to be provide to eligible non-public school children, teachers, and families. This summary will be kept on file and provided to the SEA upon request.

Decline Participation

The parties below agree that timely and meaningful consultation occurred between the LEA and the non-public school. The non-public school, at this time, will not participate and decided to not receive services.

Inability to Agree

The parties were unable to come to an agreement regarding the equitable services to be provided to eligible non-public school children, teachers, and/or families. If applicable, select one or both options below

The LEA's signature below indicates that the LEA attempted to provide timely and meaningful consultation but was ultimately unable to come to an agreement with the non-public school official. If the LEA disagrees with the non-public school official with respect to an issue discussed during consultation, the LEA must provide the reasons for disagreement to the non-public school official. The LEA may provide that information below:

The non-public school official's signature below indicates that the non-public school official attempted to engage in the consultation process with the LEA, however, either the non-public school official believes that timely and meaningful consultation did not occur or the program designed through consultation is not equitable with respect to eligible non-public school children. If necessary,

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after contacting the Ombudsman for Equitable Services, the non-public school official may file a complaint regarding the disagreement with the LEA (www.cde.state.co.us/fedprograms/equitableservicescolorado) with the Colorado Department of Education in accordance with section 1117(b)(6).

Inability to Consult

The LEA was unable to conduct a timely and meaningful consultation due to a lack of response from the non-public school.

The non-public school is now closed.

Public School Superintendent or Designee Signature

Date

Non-Public School Official

Signature

Date