Minnesota Department of Education

Division of School Finance
Special Education Funding and Data
1500 Highway 36 West
Roseville, MN 55113-4266

FY 2014 APPLICATION FOR SPECIAL EDUCATION FUNDS – STATEMENT OF ASSURANCES –

ED-01350-30

DUE: 06/01/13

GENERAL INFORMATION: Minnesota education agencies applying for state and federal funds under the Individuals with Disabilities Education Act (IDEA), Public Law 108-466, must annually complete the Application for Special Education Funds – Statement of Assurances (ED-01350). 34 C.F.R. 300.200. Federal funds are allocated to states by the U.S. Department of Education. Catalog of Federal Domestic Assistance (CFDA) numbers: 84.027A Special Education Grants to States, PR/Award number H027A130087, 84.173A Special Education Pre-School Grants, PR/Award number H173A130086 and 84.181A Special Education Grants for Infants and Families with Disabilities, PR/Award number H181A130029. The application must be submitted to the Minnesota Department of Education, (MDE) Attn: Michelle Jones by **June 1, 2013**. Districts will keep supporting information for the local Total Special Education System (TSES) on file for review by MDE monitors.

IDENTIFICATION INFORMATION

Name of District or Cooperative:	District Number and Type:	Date Submitted:

STATEMENT OF ASSURANCES

1. All state and federal funds received by the education agency will be used for the purpose of providing special education and related services for children with disabilities from birth to age 21 consistent with state and federal statutes, rules, and regulations.
2. Federal funds received by the agency from the Individuals with Disabilities Education Act, P.L.108-466, will:
   a. be used only for purposes consistent with those stated in the Act; - **34 C.F.R. 300.202.**
   b. use fiscal control and accounting procedures to assure proper disbursement of and accounting for federal funds. The code of Federal Regulations, Title 34, and Federal Office of Management and Budget, Circular A-87 and EDGAR provides cost principles for state and local governments to comply with.
   c. comply with the Single Audit Act of 1984 as amended and OMB circular A-133.
   d. not be commingled with state or local funds; - **34 C.F.R. 300.162(b).**
   e. not be used to supplant the use of local or state funds; - **34 C.F.R. 300.202(a)(3).**
   f. be used only to pay for the excess costs of educating children with disabilities; - **34 C.F.R. 300.202.**
   g. not be used to provide services to those children which, taken as a whole, are at least comparable to services provided to other children with disabilities for which the agency is responsible; - **34 C.F.R. 300.203(b).**
   h. not be used to reduce the level of expenditure made from local funds below the level contributed in the previous fiscal year; - **34 C.F.R. 300.203.**
   i. be audited to assure compliance with the above fiscal requirements; - **34 C.F.R. 300.162(b) and 300.222.**
   j. provide special instruction and related services to students with disabilities enrolled in non-public schools located within the boundaries of the district; - **Minn. Stat. § 125A.18.**
   k. make available to the parents and the general public the application and all documents relating to the application including evaluations and reports; - **34 C.F.R. 300.212.**
   l. be in compliance with Title 45 of the Code of Federal Regulations Part 84 (Nondiscrimination on the basis of disability, referred to as "Section 504"); - **Minn. Stat. § 125A.55.**
3. Policies and procedures for programs established and administered by the education agency shall be consistent with state and federal statutes, rules and regulations and will ensure:
   a. the rights of children with disabilities to a free appropriate public education including children in public charter schools, adult facilities, and private schools; - **34 C.F.R. 300.101, 300.209 and 300.324(d), Minn. Stat. § 125A.18.**
   b. full educational opportunities for all children with disabilities; - **34 C.F.R. 300.109.**
   c. that all children with disabilities, including those attending private schools or being home-schooled, who are in need of special education and related services are identified, located, and evaluated and a method to determine which children are currently receiving services developed; - **34 C.F.R. 300.111.**

d. to demonstrate that with appropriate accommodations, children with disabilities are included in state and district-wide assessment programs, and that this data is reported to the state education agency; - **20 U.S.C. 1412(a)(17)(A) and 20 U.S.C. 612(a)(17)(B).**

e. the development and implementation of a coordinated multidisciplinary, interagency intervention system to meet the needs of children with disabilities ages birth to twenty-one; - **Minn. Stat. §§ 125A.23 and 125A.27.**

f. to establish a community transition interagency committee for youth with disabilities, beginning at grade nine or age equivalent, and their families. - **Minn. Stat. § 125A.22.**

g. procedures for evaluation and determination of eligibility for all children with disabilities under the jurisdiction of the district; - **34 C.F.R. 300.301 – 300.305.**

h. confidentiality of personally identifiable information collected, used, or maintained specific to children with disabilities; **34 C.F.R. 300.123.**

i. the development, review and revision of the IEP, IFSP or IIIP, of each child with a disability according to the standard of the Act; - **34 C.F.R. 300.112, Minn. Stat. §§ 125A.023, 125A.027 and 125A.32.**

j. procedural safeguards are afforded children with disabilities and their parents consistent with local agency policies and state and federal statutes, rules and regulations; - **34 C.F.R. 300.121.**

k. that to the extent appropriate, all children with disabilities, including children in public or private institutions or other care facilities, are educated in the regular education environment except when satisfactory achievement cannot be attained in that environment; - **34 C.F.R. 300.114.**

l. that a continuum of alternative placements is available to meet the needs of each child with a disability; - **34 C.F.R. 300.115.**

m. for students with disabilities who are subject to suspension or expulsion from school provision of FAPE, a manifestation determination review, appropriate interim alternative educational setting and rights to a due process hearing.- **34 C.F.R. 300.536 and 300.530 – 300.533.**

n. that schools will coordinate with the NIMAC or will provide students with print and reading disabilities instructional materials in a timely manner - **34 C.F.R. 300.172(a).**

CERTIFICATION OF STATEMENT OF ASSURANCES

Single District Application: A Statement of Assurances submitted by a single district must be signed by the Director of Special Education and the District Superintendent or School Board Clerk.

Special Education Cooperative or Education District Application: The Statement of Assurances submitted by multiple districts must be signed by the Director of Special Education from the host (fiscal agency) district **and** the Superintendent or School Board Clerk **of each applicant district**. Directors may make copies of the Statement of Assurances and the Certification form to distribute to each school district. The Director of Special Education must ensure 1) that each district submits its application to MDE by the June 1 deadline and 2) that the application contains the signatures of both the Director of Special Education and the District Superintendent of the school **or** School Board Clerk in the Superintendent's absence.

WE certify that to the best of our knowledge, the information contained in the school district(s) Total Special Education System(s) (TSES) is accurate and complete. We certified that the child count data submitted to MDE through the Minnesota Automated Reporting Student System (MARSS) will be complete, true and accurate. Each student included will be receiving special education services, have a current IEP and a current evaluation as of December 1, 2013. As representatives of a public agency applying for state and federal funds, we agree to provide special education services to students with disabilities that are in compliance with federal and state laws, rules, and regulations, and in accordance with the given assurances.

Signature – Director of Special Education:	District/Cooperative Number:	Date:
Signature – District Superintendent or School Board Clerk:	District/Cooperative Number:	Date: