

BARNSTEAD SCHOOL DISTRICT
Interim Policy on Assurances

Pending the development of detailed specific policies, and in order to comply with requests for consolidated assurances from the State of New Hampshire, Department of Education and United States Department of Education, the School Board ratifies and adopts as interim policies the General Assurances requested by the Commissioner of Education on June 7, 1990, a copy being attached hereto as Appendix A and incorporated herein by references.

General Assurances

The Local Education Agencies indicated on Page 4 assure the New Hampshire Department of Education that the Certifications A through E below relating to Non-Debarment, Lobbying, Drug Free, Notice of use of Federal Funds, and Non-Discrimination are all representations of fact to the best of the knowledge of the authorized representative signing these assurances.

A. Relating to Debarment, Suspension, Ineligibility, and Voluntary Exclusion Lower Tier Covered Transactions

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 34 CFR Part 85, Section 85.510, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 Federal Register (pages 19160-19211). Copies of the regulations may be obtained by contacting the person to which this proposal is submitted.

1. Each of the below indicated Local Education Agency certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
2. Where any of the below indicated Local Education Agencies participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

B. Relating to Lobbying for Grants and Cooperative Agreements

Submission of this certification is required by Section 1352, Title 31 of the US Code and a prerequisite for making or entering into a grant or cooperative agreement over \$100,000.

Each of the below indicated Local Education Agencies certifies, to the best of his or her knowledge and belief, that:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, 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, of an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid 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 this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure Form to Report Lobbying." in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact on which the New Hampshire Department of Education will rely when it makes or enters into a grant or cooperative agreement with the below indicated Local Education Agencies. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure. 31 USC Section 1352 (c) (2) (A).

C. Relating to Drug Free Schools and Work Places

This certification, as required by Section 5145 of the Drug-Free Schools and Communities Act, as added by Section 22 of the Drug-Free Schools and Communities Act Amendments of 1989 (P.L. 101-226), must be submitted in the New Hampshire Department of Education in order for a Local Education Agency to be eligible to receive funds or any other form of financial assistance under any Federal program after October 1, 1990.

Each of the below indicated Local Educational Agencies certifies that it has adopted and has implemented a drug prevention program for its students and employees that, at a minimum, includes --

- (1) for students:
 - (a) age-appropriate, developmentally based drug and alcohol education and prevention programs (which address the legal, social, and health consequences of drug and alcohol use and which provide information about effective techniques for resisting peer pressure to use illicit drugs or alcohol) for all students in all grades of

the schools operated or served by the SEA, from early childhood level through grade 12.

- (b) a statement to students that the use of illicit drugs and the unlawful possession and use of alcohol is wrong and harmful.
 - (c) standards of conduct that are applicable to all students in all the LEA's schools and that clearly prohibit, at a minimum, the unlawful possession, use, or distribution of illicit drugs and alcohol by students on school premises or as part of any of its activities.
 - (d) a clear statement that disciplinary sanctions (consistent with local, State, and Federal law), up to and including expulsion and referral for prosecution, will be imposed on students who violate the standards of conduct, and a description of those sanctions. A disciplinary sanction may include the completion of an appropriate rehabilitation program.
 - (e) information about any drug and alcohol counseling and rehabilitation and re-entry programs that are available to students.
 - (f) a requirement that parents and students be given a copy of the standards of conduct and the statement of disciplinary sanctions required.
 - (g) notification to parents and students that compliance with the standards of conduct is mandatory.
- (2) for employees:
- (a) standards of conduct applicable to employees that clearly prohibit, at a minimum, the unlawful possession, use, or distribution of illicit drugs and alcohol on school premises or as part of any of its activities.
 - (b) a clear statement that disciplinary sanctions (consistent with local, State, and Federal law) up to and including termination of employment and referral for prosecution, will be imposed on employees who violate the standards of conduct, and a description of those sanctions. A disciplinary sanction may include the completion of an appropriate rehabilitation program.
 - (c) information about any drug and alcohol counseling and rehabilitation and re-entry programs that are available to employees.
 - (d) a requirement that employees be given a copy of the standards of conduct and the statement of disciplinary sanctions required.

- (e) notification to employees that compliance with the standards of conduct required is mandatory.
- (3) for both student and employee drug prevention programs:
 - (a) a biennial review by the LEA of its programs to --
 - (i) determine the program's effectiveness and implement changes to the programs if they are needed; and
 - (ii) ensure that disciplinary sanctions are consistently enforced.

D. Relating to Information about the Use of Federal Funds

This the certification required by Section 511 of Public Law 101-166.

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, each of the below indicated Local Educational Agencies will clearly state (1) the percentage of the total costs of the program or project which will be funded with Federal money, (2) the dollar amount of Federal funds for the project or program, and (3) percentage and dollar amount of the total costs of the project or program that will be financed by non-governmental sources.

E. Relating to Non-Discrimination

This certification addresses the requirements of the Title VI of the Civil Rights Act of 1964, the Age discrimination Act of 1967, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973 and the Education of All Handicapped Children Act of 1975 and their implementing regulations.

Each of the below indicated Local Education Agencies does not and will not discriminate in its educational programs, activities or employment practices on the basis of race, color, national origin, sex or handicap.

Each of the below indicated Local Education Agencies will make such reports as are required and take other actions required by the Civil Rights Legislation and its implementing regulations.

GENERAL ASSURANCES SIGNATURE PAGE

By signing these assurances the Superintendent of Schools for the below indicated Local Education Agencies (LEA's) certifies that to the best of his or her knowledge that all the assurances contained in each Section (A through E) above truly represent the actual status of the formal or operational policies in effect as of the date of this certification for each of the LEA's indicated below.

Program Directors at the New Hampshire Department of Education are not authorized to approve a Grant Award (Form 2) to an LEA unless that LEA has a copy of these assurances on file with the New Hampshire Department of Education.

School Administrative Unit: SAU #51

School District: Barnstead School District

Superintendent of Schools: John Fauci

Superintendent of Schools Signature

Date

(Proposed: 11/06/90)
(Adopted: 11/20/90)
(Reviewed: 07/16/96)
(Updated: 10/02/06)