

**2020-21 Significant Disproportionality
Local Educational Agency and Special Education
Assurance of Compliance with the Individuals with Disabilities Education Act of
2004 Regarding Implementation of Comprehensive Coordinated Early Intervening
Services (CCEIS)**

As a special condition for receipt of the federal fiscal year (FFY) 2021 Individuals with Disabilities Education Act (IDEA) funds, the local educational agency (LEA) must meet the following:

Part 1: The LEA shall comply with Title 34, *Code of Federal Regulations* (34 *CFR*) Section 300.646 which requires a LEA to: (1) reserve the maximum amount of 15 percent of the Part B IDEA sections 611 and 619 funds received for Comprehensive Coordinated Early Intervening Services (CCEIS)—the LEA cannot reduce its state and/or local expenditures for the maintenance of effort by the allowable 50 percent adjustment of the new IDEA funds; (2) if applicable, revise the policies, procedures, and practices used for the identification or placement of students into special education that comply with the IDEA requirements; and (3) publicly report any revision of policies, procedures, and practices in Part 1(b).

Part 2: Any LEA that uses 15 percent of IDEA Part B funds for CCEIS must report annually to the state education agency on the students who receive CCEIS; and (2) the number of students who received early intervening services, and who subsequently receive special education and related services within two years after receiving CCEIS.

Part 3: The LEA shall comply with the provisions of the IDEA (Title 20, *United States Code* Section 1413(f)) and the regulations in 34 *CFR* 300.226 and 34 *CFR* 300.646 which define and describe CCEIS. Specifically, CCEIS funds may be used to supplement, but not supplant, services aligned and activities funded by and implemented with a federally funded project; most notably, the Elementary and Secondary Education Act which includes Title I services. There is not a requirement to “supplement not supplant” for state or local funds (34 *CFR* 208 (a)). CCEIS funds may be used to develop and support a multi-tiered system of prevention and intervention options, but may not be used to support the implementation of core or universal activities designed to provide high quality instruction to all students in a grade, school, or LEA.

Part 4: The LEA shall report to the Office of Special Education and Early Learning (OSEEL) Part B IDEA section 611 grant amounts and section 619 grant amounts, that the LEA allocated to it. Similarly, the LEA agrees to provide the Part B IDEA section 611 grant amounts and section 619 grant amounts set aside in object code 337*C.

Part 5: The LEA shall provide a budget proposal to the Kentucky Department of Education (KDE) for the 15 percent of Part B IDEA funds for CCEIS. LEAs are permitted to use IDEA Part B funds to develop and provide CCEIS within the allowable 27 month budget period (July 1, 2020 to September 30, 2022). The LEA must expend the 15 percent CCEIS set-aside within the 27 month period. The Budget Allocation Summary

as submitted in GMAP and Allowable Costs Summary as submitted in MUNIS shall detail how these funds will be spent to implement and/or improve the LEA's CCEIS Programmatic Improvement Process. All of the allowable budget items MUST be part of CCEIS for students age three through grade twelve who are not currently identified as in need of special education or related services or those who are identified in need of special education or related services who need additional academic and behavioral support to succeed in a general education environment.

Part 6: The LEA shall comply with the guidance and monitoring provided by the KDE including making records, data, and reports available through a knowledgeable and accountable contact person.

The following signatures convey agreement with the above:

2020-21 Significant Disproportionality – Assurance of Compliance	
LEA Name	
LEA Superintendent (Printed Name)	School Board Chairperson (Printed Name)
LEA Superintendent (Signature)	School Board Chairperson (Signature)
Date	Date
LEA Special Education Director (Printed Name)	District CCEIS Lead (Printed Name)
LEA Special Education Director (Signature)	District CCEIS Lead (Signature)
Date	Date