

**Kentucky Department of Education Equitable Services Consultation
Form for Funds Allocated Under GEER of the CARES Act**

Section 18005 of the Coronavirus Aid, Relief, and Economic Security (CARES) Act requires equitable services to be provided to non-public schools. The U.S. Department of Education published non-regulatory guidance on April 30, 2020, clarifying districts' responsibilities around providing these services. As part of their responsibilities, districts must engage in timely, meaningful consultation prior to providing services and must submit to the state's non-public school ombudsman an agreement for services between the public district and non-public schools to be served (See questions 6 and 7 of the non-regulatory guidance). The purposes of this document is to provide guidance for consultation and the agreement to be transmitted to the ombudsman, which must be used during consultation meetings to guide the conversation between the district and the non-public school.

For each non-public school to be served:

1. Jointly complete this form with each non-public school; and,
2. Maintain copies of these forms at the district office. When the Grant Management Application Program (GMAP) application is opened for CARES Act budget plans, you will be provided instructions for uploading these documents into the system.

This form contains the minimum requirements under federal law. Districts that have uploaded these documents for each participating non-public school will have satisfied the CARES Act requirement that consultation agreements be forwarded to the state's non-public school ombudsman.

Kentucky has designated an ombudsman for equitable services who may be reached by email at KPSO@education.ky.gov.

Part I: Contact Information

District:

District Contact Person & Title:

Non-public School:

Non-public School Contact Person & Title:

Non-public School Telephone Number:

Part II: Non-Public School Needs and Services to Be Provided

In the box below, describe the non-public school's needs, as determined through consultation.

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In the box below, describe how the non-public school's needs will be addressed using GEER funds, as determined through consultation.

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Additional Information

Date of Measure: *The date of measure for collecting enrollment data for both public and non-public schools is required to be March 12, 2020.*

No Consultation Agreement: If non-public school officials do not provide an affirmation that consultation has occurred within a reasonable period of time, the district shall forward the documentation that such consultation, or attempts at such consultation, has taken place to the state's non-public school ombudsman.

Disagreement: If the district and non-public school disagree with respect to the needs identified or the services to be provided as described above or the non-public school's request to receive services through a third-party contract, the district shall provide in writing to the state's non-public school ombudsman the reasons for disagreement.

Complaint Process: Non-public school officials have the right to file a complaint with the Kentucky Department of Education if they believe district officials have not complied with appropriate legal requirements including but not limited to:

- Engagement in consultation that was meaningful and timely;
- Consideration of the views of the non-public school; or,
- Decisions that treat the non-public school equitably as required by ESSA and the CARES Act.

Complaints may be filed in accordance with 704 KAR 3:365.

The non-public school official and the district affirm this agreement.

Signature of District Official

Date

Signature of Non-public School Official

Date

Part III: Services Provided by Third Party Entities
(COMPLETE ONLY IF APPLICABLE)

If the district provides services to a non-public school through a contractor, the third-party public or private entity shall also affirm this agreement.

Signature of District Official

Date

Signature of Contractor

Date