

## **STATE FUNDS/FEDERAL FUNDS**

Each year, when it is believed that the school district is eligible for federal and/or state assistance under the provisions of public laws, application for said assistance may be submitted so long as acceptance of the funds does not include conditions contrary to the policies of the board of education. The Chief School Administrator or Board Secretary shall inform the board about specific assurances which may be required in addition to those addressed in this policy, and will provide the required language for board adoption.

When the law requires the development and implementation of administrative procedures for submitting state and federal financial reports, with specified time schedules, the Chief School Administrator and Board Secretary shall ensure that the staff has properly completed the reports and that in each instance the reports have been submitted within the specified time.

The regular operating budget must include amounts anticipated to be received from state and/or federal sources, and a listing of projects describing how this money will be spent. The board will approve these recommendations for expenditures before projects are submitted.

If additional amounts become available during the year, additional projects will be recommended to the board and, with its approval, added to the budget.

### **Maintenance of Effort**

The Board of Education will maintain a combined fiscal effort per pupil or aggregate expenditures of state and local funds with respect to the provision of the public education for the preceding fiscal year that is not less than the required amount of the combined fiscal effort per pupil or the aggregate expenditures for the second preceding fiscal year.

### **Equivalence**

To be in compliance with the requirements of federal law, the Board of Education directs the Chief School Administrator to assign staff and distribute curriculum materials and instructional supplies to the schools in such a way that equivalence of personnel and materials is ensured among the schools within the school facility.

### **Supplement not Supplant**

Federal funds shall be used for supplementary services only and shall not be used to replace services that the district would supply eligible pupils, if state and federal funds were not available.

## **Parent/Guardian Participation**

The district shall implement parent/guardian consultation and participation, advisory councils, etc., as mandated for the specific program.

## **Control of Equipment**

Title to and control over equipment and/or property purchased with federal funds shall be maintained in accordance with the pertinent federal regulations. The Chief School Administrator shall develop written procedures outlining federal ownership and district use, loan, loss and disposal of such equipment/property for public and private/nonpublic schools.

Date: February 25, 2002  
Revised: November 15, 2004  
Revised: April 23, 2009

## **Legal References**

<u>N.J.S.A.</u> 18A:7F-1 <u>et seq.</u>	Comprehensive Improvement and Financing Act of 1996
<u>N.J.S.A.</u> 18A:7G-1 through -44 <u>et al.</u>	Educational Facilities Construction and Financing Act
<u>N.J.S.A.</u> 18A:11-1	General mandatory powers and duties
<u>N.J.S.A.</u> 18A:34-1	Textbooks; selection; furnished free with supplies; appropriations
<u>N.J.S.A.</u> 18A:38-7.7 through -7.14	Legislative findings and declarations ... (regarding impact aid)
<u>N.J.S.A.</u> 18A:54-20	Powers of board (county vocational schools)
<u>N.J.S.A.</u> 18A:58-7.1	School lunch program
<u>N.J.S.A.</u> 18A:58-7.2	School lunch program; additional state aid
<u>N.J.S.A.</u> 18A:58-11	Emergency aid
<u>N.J.S.A.</u> 18A:58-11.1	Loss of tuition to district due to establishment of regional district; state aid for one year
<u>N.J.S.A.</u> 18A:58-33.6 through -33.21	Additional State School Building Aid Act of 1970
<u>N.J.S.A.</u> 18A:58-37.1 through -37.7	Textbook Aid to Public and Nonpublic Schools
<u>N.J.S.A.</u> 18A:59-1 through -3	Federal aid
<u>N.J.A.C.</u> 6:8-4.1	Review of mandated programs and services
<u>N.J.A.C.</u> 6A:14-1.1 <u>et seq.</u>	Special Education
<u>N.J.A.C.</u> 6A:23-5.1 <u>et seq.</u>	State Aid
<u>N.J.A.C.</u> 6A:23-8.1 <u>et seq.</u>	Annual Budget Development, Review and Approval
<u>N.J.A.C.</u> 6A:24-1.1 <u>et seq.</u>	Urban Education Reform in the Abbott Districts

See particularly:

N.J.A.C. 6A:24-7.1

N.J.A.C. 6A:26-1.1 et seq. Educational Facilities

N.J.A.C. 6A:27-8.1 et seq. State Aid

N.J.A.C. 6A:30-1.1 et seq. Evaluation of the Performance of School Districts

Abbott v. Burke, 149 N.J. 145 (1997)

Hawkins-Stafford Elementary and Secondary School Improvement Amendments of 1988 (Pub. L. 100-97)

20 U.S.C.A. 1401 et seq. - Individuals with Disabilities Education Act

29 U.S.C.A. 794 et seq. - Section 504 of the Rehabilitation Act of 1973

Drug-Free Workplace Act of 1988

34 CFR Part 85, Governmentwide Debarment and Suspension (nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants)

34 CFR 200.1 et seq.

No Child Left Behind Act of 2001, Pub. L. 107-110, 20 U.S.C.A. 6301 et seq.

Manual for the Evaluation of Local School Districts (September 2002)

**Cross References:**

3100	Budget planning, preparation and adoption
3160	Transfer of funds between line item/amendments/purchases not budgeted
3500.1	Energy
3541	Transportation routes and services
3542.1	Free or reduced-price lunches/milk
3570	District records and reports
4119.23	Employee substance abuse
4219.23	Employee substance abuse
6142.2	English as a second language; bilingual/bicultural
6142.6	Basic Skills
6171.3	At-risk and Title 1
6171.4	Special education
9326	Minutes