

**Name of Grant Program:** America Recovery and Reinvestment Act (ARRA): **Fund Codes:** 782 & 783  
State Fiscal Stabilization Fund (SFSF) –  
FY2009 Recovery Grants

### PART III – REQUIRED PROGRAM INFORMATION

#### A. Assurances

District must certify the following set of assurances in order to receive SFSF funds. In addition to the assurances below, districts must comply with the federal and state grant assurances that they certify on an annual basis with ESE, see <http://finance1.doe.mass.edu/grants/grants09/rfp/doc/assurance09.doc>.

1. The district will administer and use SFSF program funds in accordance with all applicable statutes, regulations, and applications, including the General Education Provisions Act (GEPA) section 442;
2. The control of SFSF program funds provided to the district and title to property acquired with those funds, will be in a public agency and that a public agency will administer those funds and property;
3. The district will use fiscal control and fund accounting procedures that will ensure proper disbursement of, and accounting for, Federal funds paid to that agency under the SFSF program. The district's administration and expenditure of SFSF program funds shall be in accordance with all applicable requirements of the Education Department General Administrative Regulations (EDGAR), the cost principles contained in 2 CFR 225 (OMB Circular A-87), OMB Circular A-102, and OMB Circular A-133;
4. The district will make reports to ESE as may reasonably be necessary to enable ESE to perform its duties and meet federal reporting requirements. The district will maintain such records, including the records required under Section 1232f of Title 20-Education, and provide access to those records, as ESE deems necessary to perform its duties;
5. The district will provide reasonable opportunities for the participation by teachers, parents, and other interested agencies, organizations, and individuals in the planning for and operation of each program funded through the SFSF;
6. Any application, evaluation, periodic program plan, or report relating to each program funded through the SFSF will be made readily available to parents and other members of the general public;
7. In the case of any project involving construction funded through the SFSF: (A) the project will comply with State requirements for the construction of school facilities; and (B) in developing plans for construction, due consideration will be given to excellence of architecture and design and to compliance with standards prescribed by section 794 of Title 29 in order to ensure that facilities constructed with the use of Federal funds are accessible to and usable by individuals with disabilities;
8. The district has adopted effective procedures for acquiring and disseminating to teachers and administrators participating in each program funded through the SFSF significant information from educational research, demonstrations, and similar projects, and for adopting, where appropriate, promising educational practices developed through such projects;
9. None of the funds received through the SFSF will be used to acquire equipment (including computer software) in any instance in which such acquisition results in a direct financial benefit to any organization representing the interests of the purchasing entity or its employees or any affiliate of such an organization;

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10. The district will take steps to ensure equitable access to, and equitable participation in, the projects and activities to be conducted with assistance through the SFSF, by addressing the special needs of students, teachers, and other program beneficiaries in order to overcome barriers to equitable participation, including barriers based on gender, race, color, national origin, disability, and age (GEPA 427);
11. The district shall only use SFSF program funds for activities authorized by the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) (ESEA), the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) (IDEA), the Adult Education and Family Literacy Act (20 U.S.C. 9201 et seq.), or the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq.) (the Perkins Act) or for modernization, renovation, or repair of public school facilities, including modernization, renovation, and repairs that are consistent with a recognized green building rating system;
12. The district will not use SFSF program funds for: (i) payment of maintenance costs; (ii) stadiums or other facilities used for athletic contests or exhibitions or other events for which admission is charged to the general public; (iii) purchase or upgrade of vehicles; (iv) improvement of stand-alone facilities whose purpose is not the education of children, including central office administration or operations or logistical support facilities; (v) any aquarium, zoo, golf course, or swimming pool; or (vi) the provision of financial assistance to students to attend private elementary or secondary schools, unless the funds are used to provide special education and related services to children with disabilities as authorized by the Individuals with Disabilities Education Act;
13. For any project funded through the SFSF, the district will comply with Section 1605 of the American Recovery and Reinvestment Act of 2009 (requiring the use of American iron, steel, and manufactured goods) and Section 1606 of the American Recovery and Reinvestment Act of 2009 (requiring compliance with federal prevailing wage requirements);
14. The district will obligate all SFSF monies by no later than September 30, 2011; and
15. The district will promptly refer to an appropriate inspector general any credible evidence that a principal, employee, agent, contractor, sub-grantee, subcontractor, or other person has submitted a false claim under the False Claims Act (31 U.S.C. 3729–3733) or has committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving SFSF funds.
16. The grantee agrees to abide by all directives issues by the Massachusetts Department of Revenue (DOR) and ESE with respect to accounting for expenditures under this grant.

For additional information on assurances and allowable uses for SFSF funds refer to pages 17 to 25 in the federal Guidance on the State Fiscal Stabilization Fund Program at <http://www.ed.gov/programs/statestabilization/guidance.pdf>.

**B. Budget**

Districts will need to identify the expenses to be transferred prior to submitting the grant application, so that the grant budget form (Budget Pages) on the application form can be properly completed. Districts should also classify the planned transfers using the ESE chart of accounts, as these expenditures will need to be reported separately on the FY09 end of year financial report. Districts must also retain supporting documentation regarding the eligibility of the expenses being transferred.