



regarding our participation in NIMAC. Even though South Dakota does not order textbooks for districts, choosing to participate in NIMAC will help districts acquire student-ready versions in a more timely and cost-efficient manner. Dan Boyd and Connie Sullivan with the South Dakota State Library Braille and Talking Book Library will be providing further information on this process a little later this fall.

## **Districts' Responsibilities**

Each district has the option of participating in NIMAC. Whether a district does or does not participate in NIMAC, the district will be responsible for ensuring that each child who requires instructional materials in an alternate format will receive it in a timely manner. The South Dakota Department of Education recommends that districts choose to participate in NIMAC, because this national effort to centralize the distribution of instructional materials in alternate formats will help guarantee timely provision of such materials to students.

For districts that choose to participate in NIMAC, **contracts with publishers executed on and after December 3, 2006** for textbooks and other printed core materials *must* include a provision that requires the publisher to produce NIMAS files and send them to the NIMAC (this will not add any cost to the contract). Curriculum publishers have been involved in discussions relating to NIMAS and are well aware of its requirements. Model contract language is included below:

"By agreeing to deliver the materials marked with "NIMAS" on this contract or purchase order, the publisher agrees to submit a valid NIMAS file set to the NIMAC at the American Printing House for the Blind, Inc. (APH). Should the vendor be a distributor of the materials and not the publisher, the distributor agrees to immediately notify the publisher of its obligation to submit NIMAS file sets of the purchased products to the NIMAC. This is page \_\_\_ of \_\_\_ of this contract or purchase order."

In lieu of, or in addition to choosing to participate in NIMAC, each district may contract with curriculum publishers directly to purchase accessible, student-ready versions. In most cases, however, you will find that publishers will not have such versions for sale.

## **Required Documentation**

An assurance is required for each district as part of the FY2007 Part B IDEA Flowthrough Fund Grant Application. Because the application was sent out last spring, this assurance was not part of the assurances documentation. This is an eligibility requirement that a district must sign in order to receive their federal funding for the 2006 – 2007 school year. Your district is required to review this assurance, check YES or NO to indicate if you will "opt-in" to the NIMAC or provide materials in an alternate but timely manner, sign the assurance, and return it to: South Dakota Department of Education, Special Education Programs, 700 Governors Drive, Pierre, SD 57501-2291.

## **State Contacts for NIMAS & NIMAC Information**

South Dakota State Library - Braille and Talking Book Library

Dan Boyd 605-773-5051

[dan.boyd@state.sd.us](mailto:dan.boyd@state.sd.us)

Connie Sullivan 605-773-5081

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South Dakota Department of Education

Special Education Programs

FY 2007 Part B IDEA Grant Assurance

**NATIONAL INSTRUCTIONAL MATERIALS ACCESS CENTER (NIMAC)**

The district hereby assures the South Dakota Department of Education that, pursuant to requirements in IDEA, it will provide accessible instructional materials to blind students or other students with print disabilities in a timely manner, either by participating in the National Instructional Materials Accessibility Center (NIMAC) and/or by contracting directly with curriculum publishers.

**Participation in NIMAC – Definition**

The school district will coordinate with the National Instructional Materials Accessibility Center (NIMAC) and not later than December 3, 2006, the district will, as part of any print instructional materials adoption process, procurement contract, or other practice or instrument used for the purchase of print instructional materials, enter into a written contract with the publisher to require the publisher to prepare and, on or before delivery of the print instructional materials, provide to the National Instructional Materials Center, electronic files containing the contents of the print instructional materials using the NIMAS standard. Districts participating in NIMAC also have the option of purchasing accessible materials directly from the publisher. For further information, see the memorandum “National Instructional Materials Accessibility Center (NIMAC)” at <http://doe.sd.gov/oess/specialed/news/index.asp>

**Please check ONE of the options below.**

YES, the district will participate in the National Instructional Materials Access Center (NIMAC)

NO, the school district has chosen not to coordinate with the NIMAC, but assures that it will provide accessible instructional materials to blind students or other students with print disabilities in a timely manner.

**Please provide the following information.**

NIMAC Form 9/2006

**Name of School District:** \_\_\_\_\_  
**Name of Superintendent/CEO:** \_\_\_\_\_  
**Title:** \_\_\_\_\_

The requester certifies that, to the best of their knowledge, the information provided in this request is accurate, and that the district or cooperative will comply with the provisions of Individuals with Disabilities Education Act, as amended in 2004.

Signature of authorized district/agency representative and date of signature:

\_\_\_\_\_  
Signature of Superintendent/CEO

\_\_\_\_\_  
Date

**Please return the assurance page to:  
South Dakota Department of Education  
Special Education Programs  
700 Governors Dr.  
Pierre, SD 57501-2291**