**South Dakota Department of Education**

**American Rescue Plan**

**EMERGENCY ASSISTANCE TO NON-PUBLIC SCHOOLS PROGRAM**

**APPLICATION**

**Updated:** February 24, 2022

**Released:** February 16, 2022

**Due:** March 18, 2022

Email applications to: Michelle.Kronberg@state.sd.us before or on March 18.

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# American Rescue Plan Emergency Assistance to Non-Public Schools (ARP EANS) Program Background

On Thursday, March 11, 2021, the American Rescue Plan (ARP) Act was signed into law. It is a $1.9 trillion package of assistance measures, including $2.75 billion for the American Rescue Plan’s Emergency Assistance to Non-Public Schools (ARP EANS) program. These funds will remain available for making allocations to Governors under the ARP EANS program to provide services or assistance to non-public schools that enroll a significant percentage of low-income students and are most impacted by the qualifying emergency.

On July 9, 2021, the U.S. Department of Education posted final requirements regarding the implementation of the Emergency Assistance to Non-Public Schools (EANS) program under the American Rescue Plan (ARP) Act of 2021. Under the ARP EANS program, the U.S. Department will award grants by formula to each Governor with an approved application to provide services or assistance to eligible non-public schools to address the impact that the COVID-19 emergency has had, and continues to have, on non-public school students and teachers in the state.

On January 24, 2022, the U.S. Department of Education approved the State’s ARP EANS Application.

# Funds Available & Submission Timeline

The ARP EANS Program is one-time funding for accredited non-public schools. Eligible schools will be ranked by 60% of their low-income numbers and 40% on COVID impact in the school. The rank for each school will be determined by using the number of low-income students and aggregate count of students\teachers diagnosed with COVID to calculate a school rank.

School Low Income Percentage (all schools) shall be ranked by school low- income percentage, starting at 1 and moving highest to lowest to create the School’s Low-Income Rank

School COVID Infection Percentage (all schools) shall be ranked by school COVID infection percentage, starting at 1 and moving highest to lowest to create the School’s COVID Infection Rank.

*(The State will be using aggregate infection rates reported to the State and the school does not need to submit any documentation related to this School COVID Infection Percentage)*

(School Low Income Rank \* 60%) + (School COVID Infection Rank \* 40%) = Total School Rank

Applications (one per organization) are due March 18, 2022. Within 30 days of receiving the application, the State shall respond in writing with an approval or denial letter. Incomplete or duplicate applications will not be considered. Complete applications will include an application (Section A), allowable services and assistance (Section B), and signed assurances (Section C).

A PDF copy of the complete and signed application must be emailed to Michelle.Kronberg@state.sd.us before or on March 18, 2022. Applications that do not comply with deadline requirements will not be considered.

# Eligibility

By checking each box below, I affirm that the following is true and correct regarding my school:

[ ]  The school requesting services or assistance is a non-profit school.

[ ]  The school requesting services or assistance is accredited in accordance with state law.

[ ]  The school requesting services or assistance existed and operated prior to March 13, 2020.

[ ]  The school requesting services or assistance has a low-income student enrollment percentage of 23.87% or higher. (Calculation to determine percentage in Section A)

[ ]  The school requesting services or assistance did not and will not apply for and receive a loan under the Small Business Administration’s Paycheck Protection Program (PPP) (15 U.S.C. 636(a)(37)) that is made on or after December 27, 2020.

NOTE: If a non-public school applied for a PPP loan on or after December 27, 2020, but did not receive funds under the PPP, the school may apply for services or assistance under the EANS program, as long as the non-public school meets the requirements and deadlines of this application. If a non-public school applied for or received a PPP loan prior to December 27, 2020, it remains eligible for the EANS program. Similarly, if a non-public school applies for but does not receive services or assistance through EANS, nothing in the Education Stabilization Fund would preclude that non-public school from applying for and receiving a PPP loan on or after December 27, 2020.

[ ]  None of the services or assistance for which I am requesting support in Section B of this application have already been supported by a loan under the PPP.

# School and Contact Information

|  |  |
| --- | --- |
| **Name of Organization:** |  |
| **Mailing Address:**  |  |
| **City, State, Zip Code:** |  |
| **Program Contact Information:** |  |
|  |  |
| **Title:**  | **Email Address:**  |
|  |  |
| **Printed Name:** | **Telephone:** |
| **Business Contact Information:** |  |
|  |  |
| **Title:**  | **Email Address:**  |
|  |  |
| **Printed Name:**  | **Telephone:** |

# Section A – Application

Section 312(d)(3)(C) requires the State to prioritize services or assistance to non-public schools that enroll low-income students and are most impacted by COVID-19. Accordingly, the State requests that the school provide the data described below. Such data must not include personally identifiable information about students or their families.

A low-income family is defined as a family whose income is less than 185% of the federal poverty threshold.

|  |  |  |
| --- | --- | --- |
| **Household Size** | **Federal Poverty Guidelines** | **Low Income (if income is at or below)** |
| 1 | $12,880 | $23,828 |
| 2 | $17,420 | $32,227 |
| 3 | $21,960 | $40,626 |
| 4 | $26,500 | $49,025 |
| 5 | $31,040 | $57,424 |
| 6 | $35,580 | $65,823 |
| 7 | $40,120 | $74,222 |
| 8 | $44,660 | $82,621 |

1. **Enrollment and Low-Income Data**
2. Total 2021 Fall Enrollment: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
3. Number or estimated number of students from low-income families enrolled in the school in the 2021 - 2022 school year: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
4. Percentage or estimated percentage of total students in the school who are students from low-income families (e.g., 1.B/1.A): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_%
5. This number or estimated number from 1.B came from the following data source(s):

[ ]  Free or reduced-price lunch data

[ ]  Scholarship or financial assistance data

[ ]  E-Rate data

[ ]  A survey developed by the SEA

The applicant is required to attach documentation supporting their number or estimated number of students from low-income families enrolled in the school in the 2021 - 2022 school year.

1. **Paycheck Protection Program (PPP)**
2. Did the school receive a loan guaranteed under the PPP *before* December 27, 2020?

[ ]  Yes

[ ]  No

1. If the answer to 2.A is yes, please respond to the following:
2. What was the total amount of the PPP loan? $\_\_\_\_\_\_\_\_\_\_\_\_\_\_
3. Do you assure that any funds received under the EANS program will be services or assistance not already funded by the PPP loan?

[ ]  Yes

[ ]  No

**3. Equitable Services Under the CARES Act**

Did the school receive equitable services from a Local Educational Agency (LEA) under the Coronavirus Aid, Relief, and Economic Security Act (CARES)?

[ ]  Yes

[ ]  No

# Section B – Allowable Services & Assistance

A non-public school may apply to receive services or assistance to address educational disruptions resulting from COVID-19 for:

1. Supplies to sanitize, disinfect, and clean school facilities
2. Personal Protective Equipment (PPE)
3. Improving ventilation systems, including windows or portable air purification systems
4. Training and professional development for staff on sanitization, the use of PPE, and minimizing the spread of infectious diseases
5. Physical barriers to facilitate social distancing
6. Other materials, supplies or equipment recommended by the CDC for reopening and operation of school facilities to effectively maintain health and safety
7. Expanding capacity to administer coronavirus testing to effectively monitor and suppress the virus
8. Educational technology
9. Redeveloping instructional plans for remote or hybrid learning or to address learning loss
10. Leasing sites or spaces to ensure social distancing
11. Reasonable transportation costs
12. Initiating and maintaining education and support services or assistance for remote or hybrid learning or to address learning loss

For additional information on allowable services, please see the Frequently Asked Questions posted at<https://oese.ed.gov/offices/american-rescue-plan/american-rescue-plan-emergency-assistance-to-non-public-schools/>

The school shall not be able to be reimbursed for any of the items listed above. All services will be provided by the State or an approved third-party consultant.

In the section below the State is requesting that you indicate if you are interested in receiving services for that allowable service. If yes, please provide in as much detail as possible what services are being requested. In the estimated cost column, please estimate how much this service would cost. These only need to be estimates as the State shall be the one purchasing all services and determining the final cost.

Example request: A paraprofessional is needed to assist students. In the estimated cost, indicate the standard salary of this paraprofessional position.

1. **Supplies to sanitize, disinfect, and clean school facilities**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Personal Protective Equipment (PPE)**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Improving ventilation systems, including windows or portable air purification systems**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

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| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Training and professional development for staff on sanitization, the use of PPE, and minimizing the spread of infectious diseases**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Physical barriers to facilitate social distancing**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Other materials, supplies or equipment recommended by the CDC for reopening and operation of school facilities to effectively maintain health and safety**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Expanding capacity to administer coronavirus testing to effectively monitor and suppress the virus**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Educational technology**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

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| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Redeveloping instructional plans for remote or hybrid learning or to address learning loss**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

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| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Leasing sites or spaces to ensure social distancing**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

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| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Reasonable transportation costs**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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1. **Initiating and maintaining education and support services or assistance for remote or hybrid learning or to address learning loss**

Are you interested in receiving these services? [ ]  Yes [ ]  No

If Yes, indicate the type of services you would like to receive:

|  |  |
| --- | --- |
| **Services being requested:** | **Estimated Cost** |
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# Section C – Assurances

1. Ensure the title to materials, equipment, and property purchased with EANS funds will belong to the State, and become the State’s property. Once the property of the State, materials and equipment shall be used only for the purpose it was intended and approved for.
2. Shall protect and be responsible for any loss, destruction, or damage to the State’s property which results from or is caused by applicants’ willful misconduct or negligent acts or omissions or from the failure on the part of applicant to maintain and administer that property in accordance with sound management practices. Applicants shall ensure that the property is tracked and returned to the State in like condition to that in which it was furnished to the applicant, reasonable wear and tear excepted. If there is the loss of, destruction of, or damage to any of the property owned by the State, applicant shall immediately notify the State and shall take all reasonable steps to protect the property from further damage.
3. Title to all property purchased or reimbursed with EANS funds shall remain property of the State. Applicants shall surrender to the State all property upon the completion, termination, or cancellation of this application. The State has the authority to remove all equipment from the school in accordance with 34 CFR 76.661(d)(1). After equipment and supplies are no longer needed for the purposes of the EANS program, the State may allow the use of the equipment or supplies in the non-public school to the extent they are needed for other allowable purposes under another federal education program. In such instances, the State will retain title to and maintain administrative control over, the equipment and supplies.
4. Ensure that all services or assistance provided under the EANS program, including materials, equipment, and any other items, will be secular, neutral, and nonideological.
5. Will cooperate with any examination of records by making records available for inspection, production, and examination, and authorized individuals available for interview and examination, upon the request of (i) the state or (ii) any other federal agency, commission, or department in the lawful exercise of its jurisdiction and authority.
6. Shall maintain documentation for all programmatic and financial records under this application for a period of five (5) full years following completion of this application. This documentation may be subject to audit, at any reasonable time and upon reasonable notice, by State or federal authorities.
7. Comply with all federal, state and local laws, regulations, ordinances, guidelines, permits and requirements applicable to providing educational services to students, and will be solely responsible for obtaining current information on such requirements.
8. Certifies that neither the applicant nor its principals are presently debarred, suspended, proposed for debarment or suspension, or declared ineligible from participating in transactions by the federal government or any state or local government department or agency. The applicant further agrees that it will immediately notify the State if during the term of this application the applicant or its principals become subject to debarment, suspension or ineligibility from participating in transactions by the federal government, or by any state or local government department or agency. The applicant further certifies that neither it nor its principals have, within a three (3) year period preceding the awarding of this application, been convicted of or had a civil judgment rendered against it for commission of fraud or been convicted of a criminal offense in connection with obtaining, attempting to obtain, or performing a federal, state, or local transaction or contract or been convicted of a violation of federal or state antitrust statutes, embezzlement, theft, forgery, bribery, falsifications, destruction of records, making false statements, or receiving stolen property. Applicant further certifies that neither it nor its principals have, within a three (3) year period preceding this contract, had a federal, state, or local transaction terminated for cause or default.
9. Any application shall be governed by and construed in accordance with the laws of the State of South Dakota. Any lawsuit pertaining to or affecting this application shall be venued in Circuit Court, Sixth Judicial Circuit, Hughes County, South Dakota.
10. The State will monitor the Applicant to ensure compliance with program requirements and identify any failures in the administration and performance of the award. The monitoring plan will also serve to identify whether the Applicant needs technical assistance. In addition to program performance, the State will monitor financial performance. Monitoring will be used to document allowable and unallowable costs. Monitoring also will be used to follow up on findings identified in an earlier monitoring visit, from document reviews or after an audit to ensure that corrective action took place. As appropriate, the cooperative audit resolution process may be applied. The monitor plan may include on-site visits, follow-up, document and/or desk reviews, third-party evaluations, virtual monitoring, technical assistance and informal monitoring such as email and telephone interviews.
11. Applicant agrees to hold harmless and indemnify the State of South Dakota, its officers, agents and employees, from and against any and all actions, suits, damages, liability or other proceedings which may arise as a result of performing services hereunder. This section does not require the Applicant to be responsible for or defend against claims or damages arising solely from errors or omissions of the State, its officers, agents or employees.
12. Pursuant to Executive Order 2020-01, for Applicants with five (5) or more employees who enter into an application with the State of South Dakota that involves the expenditure of one hundred thousand dollars ($100,000) or more, by signing this Application the Applicant certifies and agrees that it has not refused to transact business activities, have not terminated business activities, and has not taken other similar actions intended to limit its commercial relations, related to the subject matter of the application, with a person or entity that is either the State of Israel, or a company doing business in or with Israel or authorized by, licensed by, or organized under the laws of the State of Israel to do business, or doing business in the State of Israel, with the specific intent to accomplish a boycott or divestment of Israel in a discriminatory manner. It is understood and agreed that, if this certification is false, such false certification will constitute grounds for the State to terminate this application. The applicant further agrees to provide immediate written notice to the State if during the term of the application it no longer complies with this certification and agrees such noncompliance may be grounds for contract termination.
13. I hereby certify that the school will comply with the Child Internet Protection Act.
14. The applicant certifies that it will or will continue to provide a drug-free workplace as required by the Drug-Free Workplace Act of 1988, and implemented at 34 CFR Part 85, Subpart F, as defined at 34 CFR Part 85, Sections 85.605 and 85.610 -A.
15. Costs must meet the seven general criteria factors to be allowable under federal awards, as follows: Costs must 1) be necessary and reasonable for the performance of the federal award, 2) conform to any limitations or exclusions set forth in these principles or the federal award as to the types or amount of cost items, 3) be consistent with policies and procedures that apply uniformly to both federally-financed and other activities of the institution, 4) be accorded consistent treatment, 5) be determined in accordance with generally accepted accounting principles (GAAP), 6) not already be included in a cost sharing or matching requirements of any other externally financed program, and 7) be adequately documented.
16. A cost is reasonable if in its nature and amount, it does not exceed that which would be incurred by a prudent person under the circumstances prevailing at the time the decision was made to incur the cost.

|  |
| --- |
| *I certify to the best of my knowledge and belief, all of the information in this application is true and correct. I further understand that knowingly making a false statement or misrepresentation on this application may subject me to criminal or civil penalties under applicable state and federal laws.* |
|  |  |
| **Title of Authorized Representative:** | **Email Address:**  |
|  |  |
| **Authorized Representative of the School (Typed Name**): | **Telephone:** |
|  |  |
| **Signature of Authorized Representative of the School:** |  **Date:** |