Virginia M. Barry, Ph.D. Commissioner of Education Tel. 603-271-3144



Paul Leather
Deputy Commissioner of Education
Tel. 603-271-3801

STATE OF NEW HAMPSHIRE DEPARTMENT OF EDUCATION 101 Pleasant Street Concord, N.H. 03301 FAX 603-271-1953 Citizens Services Line 1-800-339-9900

March 23, 2016

The Honorable Neal M. Kurk, Chairman Fiscal Committee of the General Court State House Concord, NH 03301

Her Excellency, Governor Margaret Wood Hassan and the Honorable Council State House Concord, New Hampshire 03301 Approved by Fiscal Committee Date

REQUESTED ACTION

1. Pursuant to Chapter 276:233, Laws of 2015, authorize the New Hampshire Department of Education (NHDOE), Division of Program Support, to transfer "Developing Capacity to Improve Emergency Operations Plans in New Hampshire" (grant) funds in the amount of \$130,428.00 to re-align appropriated funds so that the Department can complete the scope of the grant, effective upon Fiscal Committee and Governor and Council approval through June 30, 2016. 100% Federal Funds.

Funding is to be adjusted in accounting unit 06-56-56-5633510-59880000 entitled "Developing Capacity to Improve Emergency Operations Plans" in FY 2016 as follows:

Class	Class Description	<u>FY 16</u>	Transfer	Balance
000-400338	Federal Funds	\$281,742.00	\$0.00	\$281,742.00

The Honorable Neal M. Kurk, Chairman Fiscal Committee of the General Court, and Her Excellency, Governor Margaret Wood Hassan and the Honorable Council Page 2 of 4

Class	Class Description	<u>FY 16</u>	<u>Transfer</u>	Balance
020-500200	Current Expense	\$16,500.00	\$0.00	\$16,500.00
029-500290	Intra-Agency Transfer	\$162,170.00	(\$130,428.00)	\$31,742.00
040-500800	Indirect Cost	\$14,172.00	\$0.00	\$14,172.00
041-500801	Audit Set Aside	\$375.00	\$0.00	\$375.00
049-584923	Transfer to other State Agency	\$85,000.00	\$130,170.00	\$215,170.00
070-500702	In State Travel	\$1,500.00	\$0.00	\$1,500.00
080-500712	Out of State Travel	\$2,025.00	\$258.00	\$2,283.00
Total		\$281,742.00	\$0.00	\$281,742.00

2. Authorize the NHDOE, Division of Program Support, to retroactively amend Governor and Council Item #77, approved on August 5, 2015, for a Memorandum of Agreement with the Department of Safety, Division of Homeland Security and Emergency Management (HSEM), by increasing the amount by \$130,170.00 from \$85,000.00 to \$215,170.00, and extending the end date from December 31, 2015 to a new end date of June 30, 2017, effective upon Governor and Council approval for the period of January 1, 2016 through June 30, 2017. 100% Federal Fund.

Funds are available in the account entitled "Developing Capacity to Improve Emergency Operations Plans" as follows, with the authority to adjust encumbrances between State Fiscal Years through the Budget Office if needed and justified:

Accounting Unit, Expenditure Class and Ac	count Class Title	FY 2016
06-56-56-563510-59880000-049-584923	Transfer to Other State Agency	\$130,170.00

EXPLANATION

The request is retroactive due a change in administrative oversight of this grant; and the new Administrator not being aware that due to the continuing resolution the original MOU was only approved with partial funding through December 31, 2015, whereas the dates of the MOU stated June 30, 2017 with full funding.

The Department of Education was awarded a \$250,000 grant entitled "Developing Capacity to Improve Emergency Operations Plans in New Hampshire" from the US Department of Education. The purpose of the grant is to build capacity within the Department of Education and its partner agency, Division of Homeland Security and Emergency Management, to provide training and technical assistance to local School Administrative Units (SAUs) for the development and implementation of high quality Emergency

The Honorable Neal M. Kurk, Chairman Fiscal Committee of the General Court, and Her Excellency, Governor Margaret Wood Hassan and the Honorable Council Page 3 of 4

Operations Plans (EOPs) with an end date originally of March 31, 2016. The US Department of Education has extended the end date to March 31, 2017 so states can provide the whole intended purpose of the grant award, with an additional ninety days allowed for wrap-up activities.

With the grant funds, the Department of Education and the Division of Homeland Security and Emergency Management team will build on their capacity to provide training and technical assistance to the SAUs for the development and implementation of high quality EOPs. The Department of Education will 1) administer and collect the grant required SAU pre- and post-grant self-assessments 2) develop and populate a database that will be used to maintain data on SAU preparedness and Emergency Operations planning 3) work collaboratively with the Division of Homeland Security and Emergency Management in preparing and conducting five regional training sessions for SAU staff and partners and 4) maintain overall reporting and compliance related to the scope of this grant. The Division of Homeland Security and Emergency Management will 1) hire part-time temporary staff to develop content and to provide training directly to the SAUs 2) develop an EOP template that encompasses the five mission areas of the EOP (and modeled to comply with Presidential Policy Directive 8 (PPD8)) and 3) provide awareness and EOP training and technical assistance to requesting SAUs, while developing and enhancing the capacity to judge the quality of EOPs, and provide the means and motivation to strengthen the ongoing collaborative work between the Department of Education and the Division of Homeland Security and Emergency Management.

The completion of the grant scope by the Department of Education and the Division of Homeland Security and Emergency Management will provide the SAUs with the training and technical assistance needed to develop a comprehensive and uniform EOP. Uniformity in the SAU EOPs will permit stakeholders to respond more consistently during emergencies.

APPROPRIATION EXPLANATION

The following appropriation adjustments are being requested:

Class	Class Description	Explanation
029	Inter-Agency Transfers	(\$130,428) - Appropriation to be reduced due to changes in grant requirements.
049	Transfer to other State Agency	\$130,170 - Appropriation increase of funding to provide training via other state agencies.
080	Travel Out of State	\$258 – Appropriation increase to cover staff to attend out-of-state meetings and presentations.

The Honorable Neal M. Kurk, Chairman Fiscal Committee of the General Court, and Her Excellency, Governor Margaret Wood Hassan and the Honorable Council Page 4 of 4

The following information is provided in accordance with the Budget Officer's instructional memorandum dated April 17, 1985 to support the above requested actions:

Justification:

Does transfer involve continuing programs or one-time projects? This transfer is to provide sufficient appropriations to cover the state training projects funded through the US Department of Education grant.

Is this transfer required to maintain existing program level or will it increase the program level? This transfer will allow the Department of Safety to implement the mission of the Homeland Security grant for school districts to help develop a higher Emergency Operations Plan.

Cite any requirements which make this program mandatory. There are no requirements that make this program mandatory. However, this program has been federally approved by enabling Congressional language and is being 100% funded by a federal award.

Identify the source of funds on all accounts listed on this transfer. 100% Federal Funds.

Will there be any effect on revenue if this transfer is approved or disapproved? There will be no effect on State revenue if the transfer is approved or disapproved since the project is 100% funded by a federal award.

Are funds expected to lapse if this transfer is not approved? *No*

Are personnel services involved? Yes. This transfer will cover the part-time personnel associated with Homeland Security.

In the event that Federal Funds become no longer available, General Funds will not be requested to support this program.

Respectfully submitted,

Virginia M. Barry, Ph.D.

Commissioner of Education

Virginia m. Barry

Virginia M. Barry, Ph.D. Commissioner of Education Tel. 603-271-3144



Paul K. Leather
Deputy Commissioner of Education
Tel. 603-271-3801

STATE OF NEW HAMPSHIRE DEPARTMENT OF EDUCATION 101 Pleasant Street Concord, N.H. 03301 FAX 603-271-1953 Citizens Services Line 1-800-339-9900

July 20, 2015

Her Excellency, Governor Margaret Wood Hassan and the Honorable Council State House Concord, New Hampshire 03301

REQUESTED ACTION

- Authorize the New Hampshire Department of Education (DOE) to accept and expend Developing Capacity to Improve Emergency Operations Plans in New Hampshire (grant) funds in the amount of \$92,457.00 from the United States Department of Education, effective upon Governor and Council approval through December 31, 2015. The purpose of this grant is to improve the Department of Education's internal capacity to assist local schools in the development and implementation of high-quality Emergency Operations Plans (EOPs).
 100% Federal Funds
- 2. Contingent upon the approval of requested action #1 above, authorize the Department of Education to enter into a Memorandum of Agreement (MOA) with the Department of Safety, Division of Homeland Security and Emergency Management (HSEM) (VC 177878) to assist the DOE in completing the scope of a grant received from the US Department of Education titled "Developing Capacity to Improve Emergency Operations Plans in New Hampshire" in an amount not to exceed \$85,000.00, effective upon Governor and Council approval through December 31, 2015. 100% Federal Funds.

Funds will be budgeted as follows:

NH De	partment of Education	 	···· week
DEV. (CAPACITY TO IMPROVE EMERGEN	CY (OP PLANS
010-5	6351000-5988		
RSRC:	400338	; ;	
		S	FY 2016
Class	<u>Description</u>	A	mount
020	Current Expenses	\$	5,500
049	Transfers to Other Agencies	\$	85,000
040	Indirect Costs	\$	657
041	Audit Fund Set Aside	\$	125
070	In-State Travel Reimbursement	\$	500
0 80	Out-Of State Travel	\$_	675
	Transformed And American Commission Commissi	\$	92,457
Source	of Funds:		
000	Federal Funds	\$	92,457

Her Excellency, Governor Margaret Wood Hassan and the Honorable Council Page 2 of 3

EXPLANATION

- 1. The Department of Education has been awarded a \$250,000 grant entitled "Developing Capacity to Improve Emergency Operations Plans in New Hampshire" from the US Department of Education. The purpose of the grant is to build capacity within the DOE and its partner agency (HSEM) to provide training and technical assistance to local School Administrative Units (SAUs) for the development and implementation of high quality Emergency Operations Plans (EOPs). This requested action is to only accept \$92,457 for the duration of the Continuing Resolution through December 31, 2015 as this grant is included as part of SFY 2016/17 biennial budget request.
- 2. This requested action is to authorize the DOE and HSEM to enter into a Memorandum of Agreement to build on HSEM's team capacity to provide training and technical assistance to the SAUs for the development and implementation of high quality EOPs. DOE will 1) administer and collect the grant required SAU pre- and post-grant self-assessments 2) develop and populate a database that will be used to maintain data on SAU preparedness and Emergency Operations planning, 3) work collaboratively with HSEM in preparing and conducting five regional training sessions for SAU staff and partners, and 4) maintain overall reporting and compliance related to the scope of this grant. HSEM will 1) hire part-time, temporary staff to develop content and to provide training directly to the SAUs, 2) develop an EOP template that encompasses the five mission areas of EOP's (and modeled to comply with Presidential Policy Directive 8 (PPD8)), and 3) provide awareness, and EOP training and technical assistance to requesting SAUs, while developing and enhancing the capacity to judge the quality of EOP's, and provide the means and motivation to strengthen the ongoing collaborative work between the DOE and HSEM.

The attached MOA outlines the respective obligations of DOE and HSEM in completing the grant scope of work. This MOA has been approved as to form, substance, and execution by the Office of the Attorney General. The completion of the grant scope by DOE and HSEM will provide the SAUs with the training and technical assistance needed to develop a comprehensive and uniform EOP. Uniformity in the SAU EOPs will permit stakeholders to respond more consistently during emergencies.

APPROPRIATION EXPLANATION

The following appropriation authorities are being requested:

RC:400338						
Class	Class Description	<u>Explanation</u>				
020	Current Expenses	To pay for current expenses related to the grant.				
049	Transfers to Other Agencies	Transfer of grant funds to HSEM to fulfill the scope of the grant.				
040	Indirect Costs	7.7% indirect cost as approved by US DOE on applicable classes.				
041	Audit Fund Set Aside	Appropriation for this class is based on .01 percent of the total grant and paid to Administrative Services to offset audit costs.				
070	In-State Travel Reimbursement	For in-state travel expenses to attend meetings and presentations.				
080	Out-Of State Travel	To attend required national conference.				

Her Excellency, Governor Margaret Wood Hassan and the Honorable Council

Page 3 of 3

In response to the anticipated two-part question, "Can these funds be used to offset General Funds?" and "What is the compelling reason for not offsetting General Funds?" the Department offers the following information: These funds may not be used to offset General Funds as they are specifically granted to the State for the purpose of providing the services described above.

In the event that the Federal Funds become no longer available, General Funds will not be requested to support this program.

Respectfully submitted,

Virginia M. Barry, Ph.D.

Commissioner of Education

MEMORANDUM OF AGREEMENT

Between the Department of Education (DOE) and the Department of Safety, Division of Homeland Security and Emergency Management (HSEM) for completion of the scope of a grant the DOE received from the US Department of Education titled "Developing Capacity to Improve Emergency Operations Plans in New Hampshire".

This Memorandum of Agreement (MOA) outlines the responsibilities of the DOE and HSEM relative to the completion of the scope of the grant, the proposed schedule for the work and the funding provided by the DOE to HSEM.

WHEREAS, the DOE has been awarded a grant from the US Department of Education titled "Developing Capacity to Improve Emergency Operations Plans in New Hampshire".

WHEREAS, the DOE and HSEM have long been working collaboratively in providing school security and safety resources, including Emergency Operation Planning (EOP).

NOW THEREFORE, in order to meet the grant scope requirements, DOE and HSEM have agreed to complete the scope of services as described below.

SCOPE OF SERVICES

DEPARTMENT OF EDUCATION TASKS

Pre-grant Self-Assessment Data Collection

DOE has disseminated the *District Self-assessment Tool*, prepared and provided by the US Department of Education, to all of the State's SAU Superintendents. This tool is designed to determine the current status and quality of SAU-level EOPs across the State so that the specific SAU needs can be identified. Once the SAU needs are compiled, DOE and HSEM will be better able to understand the training and technical assistance to be provided.

Development and Population of SAU EOP Database

DOE will develop a database, using Microsoft Access, which will be populated with pertinent EOP information from each of the State's SAUs. The data will include, but not be limited to, SAU identification information, SAU emergency management contact information, EOP development date (if any), annual review date, evaluation of quality and notation of partner agreements. At the conclusion of the grant term, this database will be maintained by DOE staff.

Review of HSEM Prepared EOP Template

HSEM will be preparing an EOP template to be available for voluntary use by the SAUs. DOE will provide comments and approval of the final EOP template prior to dissemination to the SAUs and posting on the HSEM and DOE websites.

Coordination of Five Regional Training Sessions

DOE will coordinate the content, location and timing of the five regional EOP training sessions in cooperation with HSEM. DOE will be responsible for making all facility arrangements and coordinating announcements to the SAUs and their partners. DOE will also be responsible for supplying presentation equipment, meeting handouts and other required materials as needed by HSEM to complete the training.

Direct SAU Training and Technical Assistance

DOE will support HSEM staff efforts in providing training and technical assistance directly to the SAUs and their partners.

Post-grant Self-Assessment Data Collection

DOE will disseminate the District Self-assessment Tool, prepared and provided by the US Department of Education, but only to the SAU Superintendents that responded to the Pre-grant request. The purpose of collecting this data is to evaluate the success of the work completed by DOE and HSEM in improving the quality of SAU-level EOPs. This data will be provided to the US Department of Education which in turn will provide the data to the United States Congress.

HOMELAND SECURITY AND EMERGENCY MANAGEMENT TASKS

Temporary Part-time Staff

HSEM will hire part-time, temporary staff to complete the grant scope of services. Such staff would include an Emergency Management Specialist, two Field Representatives, and a Program Assistant to provide office support. The two Field Representatives and the Program Assistant would work on the order of 29 hours per week with the Emergency Management Specialist working 15 hours per week to oversee the grant work. HSEM shall notify DOE when staff are hired and provide contact information in a timely manner.

Development of EOP Template

HSEM shall develop an EOP template using readily available commercial software that encompasses the five mission areas of EOP's (and modeled to comply with Presidential Policy Directive 8 (PPD8)) while including those items specific to New Hampshire SAUs. The EOP template shall also include examples of Memorandum of Agreements for various common partners such as the local Fire and Police Departments, etc. The EOP template shall be reviewed and approved by the DOE prior to dissemination to the SAUs. The EOP template shall be made available as a permanent downloadable document on the HSEM and DOE websites once complete.

Completion of Five Regional Training Sessions

In coordination with DOE, HSEM will create an EOP development training session to be given at five regional locations to be determined by DOE. Training shall be provided to the SAUs and their partners

on how to complete the EOP development process focusing on both the HSEM-developed EOP template and the Readiness and Emergency Management for Schools (REMS) Technical Assistance (TA) Center EOP Interactive Tools. Training shall also include discussions on the basic plan, functional annexes and threat- and hazard-specific annexes. HSEM shall provide staff to complete the training sessions. HSEM shall provide DOE with a list of required presentation equipment, meeting handouts and other materials needed to complete the training at least a week prior to each session.

Direct SAU Training and Technical Assistance

HSEM staff shall provide direct training and technical assistance to SAUs that make a request for such services. Direct training and technical assistance may include, but not be limited to, individual SAU onsite training sessions, creation of the individual SAU basic plan and annexes, coordination of partnering meetings, development of partnering agreements and finalization of the SAU EOPs. HSEM shall provide DOE with a monthly summary of SAUs for which they have provided training and technical assistance and a brief description of the services provided. The format and the required monthly submittal date of the summary will be developed by DOE and provided to HSEM.

EOP Content Development

HSEM, following authorization by DOE, may create EOP content materials in support of the SAU EOP development efforts. Such content materials may include information sheets on threat and hazard types, state of practice documents on EOP testing exercises and security assessment techniques. The EOP content materials shall be made available as a downloadable document on the HSEM and DOE websites once complete.

FUNDING

The DOE will provide funding in the amount of \$215,170 from Account # 06-56-56-563510-59880000-029-500290 to HSEM as follows, \$162,170.00 for FY 16 and \$53,000.00 for FY 17.

TERMINATION

Either party may terminate this agreement upon providing written notice to the other party, thirty (30) days prior to termination. Upon termination, HSEM will retain funds equal to that expended to the termination date. The remaining funds shall be returned to DOE.

DURATION

This agreement shall continue in effect from Governor and Council approval, but not before July 1, 2015, until June 30, 2017, unless terminated earlier by either party, or extended in writing by a subsequent agreement of the parties and acceptance by Governor and Council.

AGREEMENT

In WITNESS WHEREOF, the parties hereto have executed this Agreement, which shall become effective on the date the Governor and Council of the State of New Hampshire approve this Agreement, but not

before July 1, 2015.

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Vuguen M. Barry

Virginia M. Barry, Ph.D.

Commissioner

6/22/15

NH Department of Safety

John J. Barthelmes

Commissioner

Approved as to form, substance, and execution.

Department of Justice

6/26/15 Date

US Department of Education Washington, D.C. 20202

GRANT AWARD NOTIFICATION

1	RECIPIENT NAME		2 AWARD INFORMATION						
	New Hampshire Department of Ed	lucation	PR/AWARD NUMBER S184Q140019						
	Program Support		ACTION NUMBER 0						
	101 Pleasant Street		ACTION TYPE New						
	Concord, NH 03301 - 0000		AWARD TYPE Discretionary						
	PROJECT STAFF		PROJECT TITLE						
3	TROJECT STATE		4 PROJECT TITLE						
	RECIPIENT PROJECT DIRECTO		84.184Q						
		(603) 271-3855	Developing Capacity to Improve Emergency Operations Plans						
	judith.fillion@doe.nh.gov EDUCATION PROGRAM CONT	'ACT	in New Hampshire						
		(202) 453-6704							
	amy,banks@ed.gov	(202) 100 0101							
	EDUCATION PAYMENT HOTL	INE							
		888-33 6 -8930							
	HELPDESK								
-	edcaps.user@ed.gov KEY PERSONNEL		<u> </u>						
5	REI PERSONNEL								
		TLE	LEVEL OF EFFORT						
C'	Judith D Fillion Pr	oject Director	10 %						
	d								
6	AWARD PERIODS BUDGET PERIO	D 10/01/2014 -	03/31/2016						
6									
7	BUDGET PERIO PERFORMANCE PERIO FUTURE BUDGET PERIODS								
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7	BUDGET PERIO PERFORMANCE PERIO FUTURE BUDGET PERIODS N/A AUTHORIZED FUNDING TH	D 10/01/2014 -	\$250,000.00						
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7	BUDGET PERIO PERFORMANCE PERIO FUTURE BUDGET PERIODS N/A AUTHORIZED FUNDING TH	IIS ACTION SET PERIOD ICE PERIOD	\$250,000.00 \$250,000.00						
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7 8	BUDGET PERIO PERFORMANCE PERIO FUTURE BUDGET PERIODS N/A AUTHORIZED FUNDING TH BUDG PERFORMAN ADMINISTRATIVE INFORMATIO DUNS/SSN 80859 REGULATIONS EDGA 2 CFR	HIS ACTION BET PERIOD CE PERIOD ON 0277 R AS APPLICABL AS APPLICABLE E1, E2, E4, E5, E	\$250,000.00 \$250,000.00 \$250,000.00						
7 8	BUDGET PERIO PERFORMANCE PERIO FUTURE BUDGET PERIODS N/A AUTHORIZED FUNDING TH BUDG PERFORMAN ADMINISTRATIVE INFORMATIO DUNS/SSN 80859 REGULATIONS EDGA 2 CFR ATTACHMENTS A, C,	HIS ACTION BET PERIOD CE PERIOD ON 0277 RR AS APPLICABL AS APPLICABLE E1, E2, E4, E5, E	\$250,000.00 \$250,000.00 \$250,000.00 E E 66, E7, F, N, O, S, U, V, W A SAFE AND DRUG-FREE SCHOOLS & COMMUNITIES						
7 8	BUDGET PERIO PERFORMANCE PERIO FUTURE BUDGET PERIODS N/A AUTHORIZED FUNDING TH BUDG PERFORMAN ADMINISTRATIVE INFORMATIO DUNS/SSN 80859 REGULATIONS EDGA 2 CFR ATTACHMENTS A, C,	D 10/01/2014 - HIS ACTION BET PERIOD ICE PERIOD ON 0277 IR AS APPLICABL E1, E2, E4, E5, E A PL 107-110 IV- ACT OF ESEA,	\$250,000.00 \$250,000.00 \$250,000.00 \$E						

US Department of Education Washington, D.C. 20202

GRANT AWARD NOTIFICATION

FUND	FUNDING YEAR	AWARD YEAR	ORG. CODE	CATEGORY	LIMITATION	ACTIVITY	CFDA	OBJECT CLASS	AMOUNT
0203A	2014	2014	ES000000	В	GA6	QQQ	184	4101C	\$250,000.00

10 PR/AWARD NUMBER:

S184Q140019

RECIPIENT NAME:

New Hampshire Department of Education

Program Support

TERMS AND CONDITIONS

(1) The Office of Management and Budget requires all Federal agencies to assign a Federal Award Identifying Number (FAIN) to each of their financial assistance awards. The PR/AWARD NUMBER identified in Block 2 is your FAIN.

If you subaward under this grant, you must document the assigned PR/AWARD NUMBER (FAIN) identified in Block 2 of this Grant Award Notification on each subaward made under this grant. The term subaward means:

- 1. A legal instrument to provide support for the performance of any portion of the substantive project or program for which you received this award and that you as the recipient award to an eligible subrecipient.
- 2. The term does not include your procurement of property and services needed to carry out the project or program (for further explanation on the principles that can be used in identifying a procurement as distinct from a subaward, see Sec. .210(b)-(d) of OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations").
- 3. A subaward may be provided through any legal agreement, including an agreement that you or a subrecipient considers a contract.
- (2) THE FOLLOWING ITEMS ARE INCORPORATED IN THE GRANT AGREEMENT:
 - (1) THE RECIPIENT'S APPLICATION (BLOCK 2),
 - (2) THE APPLICABLE EDUCATION DEPARTMENT REGULATIONS (BLOCK 8), AND
 - (3) THE SPECIAL TERMS AND CONDITIONS SHOWN AS ATTACHMENTS (BLOCK 8).

IN ACCORDANCE WTH 34 CFR 74.25(c)(2), OR 34 CFR 80.30(d)(3) CHANGES TO KEY PERSONNEL IDENTIFIED IN BLOCK 5 MUST RECEIVE PRIOR APPROVAL FROM THE DEPARTMENT.

THE RECIPIENT IS REQUIRED TO SUBMIT ALL NECESSARY REPORTS TO THE DEPARTMENT OF EDUCATION WITHIN 90 DAYS AFTER THE END OF FEDERAL SUPPORT (BLOCK 6).

AUTHORIZING OFFICIAL

9/22/14

DATE