

The board of trustees recognizes the benefits to the district of applying for federal Impact Aid funds, which are authorized by Title VII of the Elementary and Secondary Education Act, as amended by the Every Student Succeeds Act (ESSA). Impact Aid is designed to assist local school districts that have lost property tax revenue due to the presence of tax-exempt federal property, or that have experienced increased expenditures due to the enrollment of federally connected children, including children living on Indian lands, military bases or other federal properties. As a condition of applying for Impact Aid Funds, the district will comply with all requirements of federal law and regulations, including seeking the input of the parents of Indian children and Indian tribes.

“Eligible children” shall include those children residing on Indian lands, military bases, low-income housing properties, and other federal properties and those children whose parents are in the uniformed services or employed on eligible federal properties who do not live on federal property.

### **ELIGIBILITY**

The district is eligible to receive Impact Aid funding if it has (1) at least 400 eligible students in its Average Daily Attendance (ADA); or (2) at least three percent (3%) of all children in its ADA are eligible. The number and percentage of eligible students in the district is a critical factor in determining how much Impact Aid the district may receive each year.

### **ANNUAL SURVEY**

In order to receive Impact Aid funding, the district is required to collect specific information each year to verify its eligible students. For each student, this information includes both enrollment information (such as name, birth date and school) and residence and parent employment information (including, but not limited to, student address if on federal property; name and address of the federal property on which a parent is employed; and name, rank and branch of service of a parent who is a member of the uniformed services on active duty). The form must be signed and dated by the parent supplying the information. Information on the form is used only for purposes of submitting the district’s Impact Aid application and is subject to the district’s student privacy policy, as well as federal and state laws protecting the privacy of student and families.

### **ADVISORY CONSULTATION AND INPUT FROM INDIAN TRIBES AND PARENTS OF INDIAN CHILDREN**

As a part of the annual review of school programming and prior to the annual budget review meeting of the board of trustees, the district shall seek the advisory consultation and input of

parents of Indian children and officials of relevant Indian tribes to assist in planning and development of programs and activities. In particular, the district will:

1. Disseminate relevant applications, program plans and information related to the district's education program and activities with sufficient advance notice to allow tribes and parents of Indian children the opportunity to review and make recommendations.
2. Provide an opportunity for tribes and parents of Indian children to provide their views on the district's educational program and activities, including recommendations on the needs of the district's education programs and activities. As part of this requirement, the district will:
  - a. Notify tribes and the parents of Indian children of the opportunity to submit comments and recommendations, considering the tribe's preference for method of communication; and
  - b. Modify the method of and time for soliciting Indian views, if necessary, to ensure the maximum participation of tribes and parents of Indian children.
3. At least annually, assess the extent to which Indian children participate on an equal basis with non-Indian children in the district's education program and activities. As part of this requirement, the district will:
  - a. Share relevant information related to Indian children's participation in the district's education program and activities with tribes and parents of Indian children; and
  - b. Allow tribes and parents of Indian children the opportunity and time to review and comment on whether Indian children participate on an equal basis with non-Indian children.
4. Modify its Indian policies and procedures, if necessary, based upon the results of any assessment or input provided by tribes and parents of Indian children.
5. Respond at least annually in writing to comments and recommendations made by tribes or parents of Indian children, and disseminate the responses to the tribes or parents of Indian children prior to the submission of the district's Indian policies and procedures by the district.
6. Provide a copy of the district's Indian policies and procedures annually to the affected tribe or tribes.

A record of this input and consultation shall be retained, including documentation of all recommendations; written district responses to the comments, concerns and recommendations Indian tribal officials and parents of eligible children; dates of hearings or meetings held; and names and addresses of parents attending.

If the district determines, after input from the tribe and parents of Indian children, that its Indian policies and procedures do not comply with this policy or federal law and regulations, the district will amend its Indian policies and procedures to conform to those requirements within ninety (90) days of its determination. Amendments to the district's Indian policies and procedures will be disseminated to the federal Impact Aid Program Director for approval and to the affected tribe or tribes, within thirty (30) days.

## **WAIVER**

The board may seek a written waiver from Indian tribal officials of the requirement for consultation and input from an Indian tribe if it is determined that such opportunity is not necessary as the tribe is satisfied with the district's provision of educational services to Indian children.

## **USE OF IMPACT AID**

Impact Aid is to be used to supplement education programs for all students enrolled in the district, regardless of whether they qualify as eligible children. Such funds may be used in the sound discretion of the board.

γγγγγγγγ

## **LEGAL REFERENCE:**

20 U.S.C. §7703 – Payments for eligible federally connected children

20 U.S.C. §7704 – Policies and procedures relating to children residing on Indian Lands

34 CFR Part 222 – Impact Aid Programs

**ADOPTED:** May 17, 2022

**AMENDED:**