

State Public Charter School Authority

Subrecipient Monitoring Risk-Assessment Tool: Criterion Summary, Statutory Authority, and Data Source Guidance

Compliance Requirements:

A pass-through entity (PTE) must:

- *Identify the Award and Applicable Requirements:* Clearly identify to the subrecipient:

(1) the award as a subaward at the time of subaward (or subsequent subaward modifications) by providing the information described in 2 CFR 200.332 (a)(1)

(2) all requirements imposed by the PTE on the subrecipient so that the federal award is used in accordance with federal statutes, regulations, and the terms and conditions of the award (2 CFR 200.332 (a)(2))

(3) any additional requirements that the PTE imposes on the subrecipient for the PTE to meet its own responsibility for the federal award (2 CFR 200.332 (a)(3))

- *Evaluate Risk:* Evaluate each subrecipients risk of noncompliance for purposes of determining the appropriate subrecipient monitoring related to the subaward (2 CFR 200.332(5)(b))
- *Monitor:* Monitor the activities of the subrecipient as necessary to ensure that the subaward is used for authorized purposes, complies with the terms and conditions of the subaward, and achieves performance goals (2 CFR 200.332 (5) (d-h).

Executed SPCSA subaward Exhibit C, Line 5

- “The subrecipient agrees to fully comply with subrecipient monitoring and evaluation/audit teams that will evaluation the effectiveness of this grant. Noncompliance may affect the subrecipient’s eligibility for future awards or result in forfeiture of remaining funds.”

Executed SPCSA subaward Exhibit C, Line 13

- “The subrecipient is subject to annual risk assessment and related subrecipient monitoring activities performed by the SPCSA.”

Note: The Criteria that are greyed out below are waived for the risk-assessment conducted in the fall of 2021 for Fiscal Year 2022 and which pertains to performance in the 2020-2021 school year (Fiscal Year 2021).

Risk Tier Criterion	Why the SPCSA pre-assigned designation	Data Sources for Review
<p>Criterion A - New Charter Holder Open < 2 years will receive an automatic designation of high-risk for both fiscal and program areas.</p> <p>-OR-</p> <p>New Charter School Campus will receive an automatic designation of high-risk for program only as the fiscal score is assessed at the Charter Holder level and not the campus level.</p>	<ul style="list-style-type: none"> ▪ A new charter holder will automatically receive a “high-tier” rating as there is not sufficient evidence to support a lower rating. ▪ A new charter campus will automatically receive a designation of “high-tier” for program ONLY; the fiscal score will be assessed at the charter holder level. 	

<p>Criterion B - Currently under a Corrective Action Plan (CAP) issued during the previous year of monitoring. Schools under a CAP will automatically be deemed high-risk until the CAP is closed out satisfactorily.</p>	<ul style="list-style-type: none"> ▪ Any school that is currently under an SPCSA-approved CAP from the previous fiscal year’s monitoring will automatically receive a designation of “high-tier” until the CAP is satisfactorily closed out. 	<ul style="list-style-type: none"> ▪ The SPCSA will review any documentation that was identified as needing further action on the approved CAP to ensure that it is complete and meets requirements to support compliance.
<p>Criterion C - Schools with a high-risk designation from the previous year’s monitoring, who also have unresolved action items will automatically be given a minimum designation of moderate-risk in the subsequent year; unless the risk assessment determines the designation of “high-tier” is warranted.</p>	<ul style="list-style-type: none"> ▪ Any “high-tier” school who had remaining unresolved action items requiring further follow-up but did NOT warrant a CAP will be designated at least a moderate risk level on FY22 Risk-Assessment; however, if the Risk-Assessment indicates a score of “high-tier” is warranted then that is what will be assigned. ▪ Designation is assigned so that the SPCSA can monitor progress towards unresolved action items. 	<ul style="list-style-type: none"> ▪ Final report from previous fiscal year with unresolved action items noted. <p>Note(s):</p> <ul style="list-style-type: none"> ▪ This is the only criteria in this group where the full risk-assessment will be conducted to determine if a higher tier designation is warranted.
<p>Criterion D - Single Audit Report (2 CFR 200.501)</p> <p>Single Audit Required if the charter holder receives \$750,000 or more combined in Federal grant funds during the charter holder’s fiscal year.</p>	<ul style="list-style-type: none"> ▪ Any school that was required to conduct a single audit for the 2020-2021 school year and had the following outcomes will automatically receive a designation of “High-Risk” <ul style="list-style-type: none"> ▪ Findings on the Single Audit; or ▪ Single Audit required and not conducted 	<ul style="list-style-type: none"> ▪ The SPCSA will review the submitted Single Audit document to looked at noted findings. ▪ Due to the timeline of getting these audits conducted and submitted, the SPCSA will be reviewing the Single Audit that was submitted (if required) on December 1, 2020.

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 1 - Required Grant Reporting - Quality (Program – Campus Level)</p>	<p>2 CFR 200.332 (d)(1)</p> <ul style="list-style-type: none"> ▪ “Reviewing financial and performance reports required by the pass-through entity” <p>Notice of Subgrant Award – Exhibit C</p> <ul style="list-style-type: none"> ▪ “Reimbursement Requests and Reporting Requirements” 	<ul style="list-style-type: none"> ▪ The SPCSA will review the pre-selected documents listed below which are required to be submitted via Epicenter. For this year’s risk-assessment this Criterion will be modified to reflect if the document was submitted and approved/accepted on the first submission or if the document was not submitted or not approved/not accepted on the first submission. ▪ The Criterion for this year’s risk assessment will be¹: <ul style="list-style-type: none"> ▪ “Low” – Items submitted and accepted/approved on first submission ▪ “High” – Items not submitted OR submitted but not accepted/not approved on first submission. ▪ Once the team has reviewed each of the pre-selected documents for its submission status it will be assigned an indicator ranking (low or high) and when all documents have been reviewed the indicator level with the most documentation in that level will be the indicator level that is assigned to this criterion. ▪ If there is a tie in the count of documentation that falls into Low and High, then the SPCSA will default to the highest indicator level. <p>Documentation reviewed for risk-assessment conducted in the fall of 2021²:</p> <ul style="list-style-type: none"> ▪ Special Education Local Plan - IDEA <ul style="list-style-type: none"> ▪ Disciplinary Removal Report ▪ Exit Report ▪ Special Education Local Plan – NV use of physical restraints, mechanical restraints & Aversion Intervention (AB 56) ▪ Title I – McKinney-Vento Annual Reporting ▪ Title I – Students in Foster Care ▪ Title III – EL Policy & EL Plan ▪ Title III – EL Data Collection – Consolidated State Performance Report (CSPR) <p>Note(s):</p> <ul style="list-style-type: none"> ▪ If a task is made up of multiple documents (e.g.: SPED Local Plan) and one of those documents out of the group is not accepted/not approved, the entire task will be considered “rejected” and sent back for correction and resubmission. <p>Examples of scenarios:</p>

¹ In subsequent years the risk-assessment will focus on the quality of the submissions and look closely at the number of times a document was not accepted / not approved before it met minimum requirements and received approval/acceptance.

² Documentation for the risk assessment conducted in the fall of 2022 is expected to include the items listed below as well as additional documents pertaining to federal grants that are required to be submitted via Epicenter.

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
		<ul style="list-style-type: none"> ▪ Majority: <i>If 10 total documents are selected for review and 3 fall into the High range and 7 fall into the Low range; the SPCSA will assign Low to this indicator.</i> ▪ Tie: <i>If 10 total documents are selected for review and 5 fall into the High range and 5 fall into the Low range; the SPCSA will assign High to this indicator.</i>
<p>Criterion 2a - Turnover of Key Personnel (Program – Campus Level)</p>	<p>2 CFR 200.332 (a)(3)</p> <ul style="list-style-type: none"> ▪ “Whether the subrecipient has new personnel or substantially changed systems; and...” 	<ul style="list-style-type: none"> ▪ The SPCSA will review the personnel questionnaire that schools are required to complete. This questionnaire requests information on staff that are responsible for implementation of federal grant programs identified on the questionnaire ▪ The SPCSA will use the information provided to determine if there are any new/changed key personnel in program implementation or in the grants management and accounting teams. ▪ For this indicator, “stability” is defined as having the same personnel for a specific role for two (2) or more years. The SPCSA will calculate the percent of program personnel that have demonstrated “stability” and this percentage will be used to determine the indicator level. ▪ The indicators for this criterion are: <ul style="list-style-type: none"> ▪ “High” – 49% or less stability in key program personnel. ▪ “Moderate” – 50% to 74% stability in key program personnel. ▪ “Low” – 75% or higher stability in key program personnel.
<p>Criterion 2b - Turnover of Key Personnel (Fiscal – Charter Holder Level)</p>	<p>2 CFR 200.332 (a)(3)</p> <ul style="list-style-type: none"> ▪ “Whether the subrecipient has new personnel or substantially changed systems; and...” 	<ul style="list-style-type: none"> ▪ The SPCSA will review the personnel questionnaire that schools are required to complete. This questionnaire requests information on staff that are responsible for the grants management and accounting practices of the charter holder either by the charter school’s staff or a financial services provider. ▪ Once the questionnaire is completed and returned; the SPCSA will use the information provided to determine if there are any new/changed key personnel in program implementation or in the grants management and accounting teams. ▪ For this indicator, “stability” is defined as having the same personnel for a specific role for two (2) or more years. The SPCSA will calculate the percent of fiscal personnel that have demonstrated “stability” and this percentage will be used to determine the indicator level. ▪ The indicators for this criterion are: <ul style="list-style-type: none"> ▪ “High” – 49% or less stability in key fiscal personnel. ▪ “Moderate” – 50% to 74% stability in key fiscal personnel. ▪ “Low” – 75% or higher stability in key fiscal personnel.

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 3a - Fiscal Grants Reporting Compliance – Quality</p> <p>(Fiscal – Charter Holder Level)</p>	<p>2 CFR 200.332 (a)(2)</p> <ul style="list-style-type: none"> ▪ “All requirements imposed by the pass-through entity on the subrecipient so that the Federal award is used in accordance with Federal statutes, regulations, and the terms and conditions of the Federal award;” <p>Notice of Subgrant Award – Certifications and Assurances</p> <ul style="list-style-type: none"> ▪ (27) “That the subrecipient will maintain Time and Effort documentation as required by 2 CFR 200.430 (i) for all employees who salaries are: <ul style="list-style-type: none"> ▪ Pain in whole or in part with Federal funds OR ▪ Used to meet a match/cost share requirement. 	<ul style="list-style-type: none"> ▪ The SPCSA will review Reimbursement Requests submitted during the prior fiscal year using any internal tracking documentation that will help inform the review.³ For this criterion, the following definitions apply: <ul style="list-style-type: none"> ▪ “Major Deficiencies” (High) – Reimbursement Requests (RRs) that contain unallowable expenditures OR expenditures outside the period of performance OR are missing major components (i.e., all backup documentation, reimbursement request spreadsheet) ▪ “Minor Deficiencies” (Moderate) – Reimbursement Requests (RRs) missing some required backup documentation, errors in expenditure entries. ▪ “Accepted on 1st submission” (Low) – Reimbursement Requests (RRs) that are accepted on their first submission as complete with all documentation provided. ▪ During the review process the SPCSA will review all Reimbursement Requests (RRs) for each Federal grant that a charter holder receives and whether those RR’s have “Major” deficiencies, “Minor” deficiencies, and/or were “Accepted on 1st submission”. ▪ Reimbursement Requests with “Major” deficiencies will automatically default to the highest indicator on the RA Tool for this criterion, regardless of how many fall into other categories. If Federal program RR’s indicate “Minor” deficiencies or were “Accepted on 1st submission” the category with the highest number of RR’s will be the assigned indicator on the RA Tool. <p>Example(s):</p> <ul style="list-style-type: none"> ▪ Major deficiency indicated: <i>Title IA, Title III ELL, and IDEA-B are reviewed and there are 36 RR’s are submitted for all three. If 32 are accepted on 1st submission, 3 indicate minor deficiencies, and 1 has a major deficiency; the automatic default selection for this criterion given the major deficiency would be High.</i> ▪ Highest number in a category: <i>IDEA-B, Title III ELL, and Title IA are reviewed, and 36 RR’s have been submitted for all three (3) programs. If 30 are “Accepted on 1st submission” and 6 indicate a “minor” deficiency, the assigned indicator would be “Low” as that is where the highest number of RR’s fall.</i>

³ In subsequent years, the risk-assessment will focus on the “quality” of the submissions and look closely at the number of times a document was not accepted / not approved before it met minimum requirements and received approval/acceptance (rejections).

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 3b - Fiscal Grants Reporting Compliance – Timeliness</p> <p>(Fiscal – Charter Holder Level)</p>	<p>2 CFR 200.332 (a)(2)</p> <ul style="list-style-type: none"> ▪ “All requirements imposed by the pass-through entity on the subrecipient so that the Federal award is used in accordance with Federal statutes, regulations, and the terms and conditions of the Federal award;” <p>Notice of Subgrant Award – Certifications and Assurances</p> <ul style="list-style-type: none"> ▪ (27) “That the subrecipient will maintain Time and Effort documentation as required by 2 CFR 200.430 (i) for all employees who salaries are: <ul style="list-style-type: none"> ▪ Pain in whole or in part with Federal funds OR ▪ Used to meet a match/cost share requirement. <p>Notice of Subgrant Award – Terms and Conditions</p> <ul style="list-style-type: none"> ▪ “Reimbursement Requests and Reporting Requirements” 	<ul style="list-style-type: none"> ▪ The SPCSA will review Reimbursement Requests⁴, that were submitted via Epicenter. This criterion focuses on the timeliness of submitting required documentation into Epicenter for review. <ul style="list-style-type: none"> ▪ The indicators for this criterion are: <ul style="list-style-type: none"> ▪ “Low” – Submitted on time or early ▪ “Moderate” – Submitted 1 day to 14 days past the assigned due date ▪ “High” – Submitted 15 or more days past the assigned due date or not submitted at all ▪ During the review process the SPCSA will review each Reimbursement Request (RR) for each Title program a Charter Holder receives and review them for the timeliness of submission and track whether they were submitted on-time or early, 1 to 14 days late or if it was 15 or more days late or still outstanding. ▪ Once the team has reviewed each document for its timeliness it will be assigned an indicator ranking and when all documents have been reviewed the indicator level with the most documentation in that level will be the indicator level that is assigned to this criterion. ▪ If the same number of documents fall into multiple indicator categories, risk will be assigned to the highest indicator level. <p>Example(s):</p> <ul style="list-style-type: none"> ▪ <i>36 total RRs are tracked, 8 fall in the “high” category, 14 fall in the “moderate” category, and 14 fall in the “low” category. The assignment for this criterion would be “moderate” since there are two (2) indicators with the same number of RRs the default is to the higher indicator.</i>

⁴ For future risk assessments the SPCSA will also review “Maintenance of Effort” documentation and “Time and Effort” documentation under this criterion.

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 4a - Subaward Performance</p> <p>(Fiscal – Charter Holder Level)</p>	<p>2 CFR 200.301 – Performance Measurement</p> <ul style="list-style-type: none"> ▪ “The Federal awarding agency must measure the recipient’s performance to show achievement of program goals and objectives, share lessons learned, and improve program outcomes...” <p>2 CFR 200.332 (e) – Requirements for pass-through entities</p> <ul style="list-style-type: none"> ▪ “...the following monitoring tools may be useful for the pass-through entity to ensure proper accountability and compliance with program requirements and achievement of performance goals:...” 	<ul style="list-style-type: none"> ▪ This criterion is waived for the Risk Assessment conducted in the fall of 2021. ▪ Next year, the SPCSA will review submitted Smart Goals for each subaward issued to track performance toward achieving targeted outcomes. ▪ The SPCSA will review any mid-year progress reports and/or end of year reports to assist in determining progress toward goals.
<p>Criterion 4b - Fiscal Performance</p> <p>(Fiscal – Charter Holder Level)</p>	<p>Notice of Subgrant Award –Certifications and Assurances</p> <ul style="list-style-type: none"> ▪ (4) “That the Subrecipient will accept, expend and request reimbursement of funds in accordance with all applicable Federal and State statutes, regulations, policies, program plans, and applications and will administer the program in compliance with all provisions of such statutes, regulations, policies, program plans, and amendments thereto.” <p>Notice of Subgrant Award – Terms and Conditions: Reimbursement Requests and Reporting Requirements.</p> <ul style="list-style-type: none"> ▪ (1 – 12) 	<ul style="list-style-type: none"> ▪ This criterion is waived for the Risk Assessment conducted in the fall of 2021. ▪ Next year the SPCSA’s Grants, and Projects Analysts (GPAs) will evaluate spend levels at the end of the Federal Fiscal year (or grant period of performance) to determine the indicator rating.
<p>Criterion 5a - Training Participation –</p> <p>(Program - Campus level)</p>	<p>2 CFR 200.332 (4)(e)(1)</p> <ul style="list-style-type: none"> ▪ Providing subrecipients with training and technical assistance on program-related matters; and 	<ul style="list-style-type: none"> ▪ This criterion is waived for the Risk Assessment conducted in the fall of 2021. ▪ Going forward, the SPCSA will monitor and track attendance of charter schools for mandatory trainings provided by the School Support Team on federal grants related programmatic topics (e.g.: Title IA, or McKinney-Vento). ▪ The SPCSA will be using training attendance information to establish the overall number of required trainings that were attended by the school to inform this criterion for FY23.

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 5b - Training Participation - (Fiscal - Charter Holder Level)</p>	<p>2 CFR 200.332 (4)(e)(1)</p> <ul style="list-style-type: none"> ▪ Providing subrecipients with training and technical assistance on program-related matters; and 	<ul style="list-style-type: none"> ▪ This criterion is waived for the Risk Assessment conducted in the fall of 2021. ▪ Going forward, the SPCSA will monitor and track attendance of charter schools for mandatory trainings provided by the Finance and Operations Team on grant budgeting and other grants related fiscal topics. ▪ The SPCSA will be using training attendance information to establish the overall number of required trainings that were attended by the school to inform this criterion for FY23.
<p>Criterion 6 - Management Systems (Fiscal – Charter Holder level)</p>	<p>2 CFR 200.302 (b) – Financial Management</p> <ul style="list-style-type: none"> ▪ “The financial management system of each non-federal entity must provide for the following: <ul style="list-style-type: none"> ▪ (1 – 5) <p>2 CFR 200.303 (a - e) – Internal Controls</p> <ul style="list-style-type: none"> ▪ (a) “Establish and maintain effective internal control over the Federal award that provides reasonable assurance that the non-Federal entity is managing the Federal award in compliance with Federal statutes, regulations, and the terms and conditions of the Federal award.” ▪ (c) “Evaluate and monitor the non-Federal entity’s compliance with statutes, regulations and the terms and conditions of the Federal awards.” 	<ul style="list-style-type: none"> ▪ This criterion is waived for the Risk Assessment conducted in the fall of 2021. ▪ The SPCSA will review the fiscal management questionnaire that schools are required to complete. ▪ The SPCSA team will review the written answers provided on the questionnaire to understand the processes that occur with regards to fiscal grants management at the charter holder lever and/or with the EMO/CMO (financial services provider). ▪ SPCSA staff will be looking for: <ul style="list-style-type: none"> ▪ Whether the reviewer can follow the process provided and/or if significant gaps in the process are apparent. ▪ Whether sufficient, relevant information is provided. <p>Note(s):</p> <ul style="list-style-type: none"> ▪ For the FY23 risk-assessment the SPCSA will develop and send out to charter holders a questionnaire requiring written responses addressing various facets of grants management and how those topics are addressed at the charter holder level.

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 7 - Targeted Support and Improvement (TSI) / Comprehensive Support and Improvement (CSI) / Additional Targeted Support (TSI)</p> <p>(Program – Campus Level)</p>	<p>ESSA: Section 1111(d)(1)(B) - CSI</p> <ul style="list-style-type: none"> ▪ "...the Local Education Agency (LEA) shall develop and implement a comprehensive support and improvement plan to improve student outcomes..." <p>ESSA: Section 1111(d)(2)(B) – TSI</p> <ul style="list-style-type: none"> ▪ "...affirms that for each identified TSI school, in partnership with its stakeholders (including principals and other school leaders, teachers and parents), shall develop and implement a school-level targeted support improvement plan to improve student outcomes..." ▪ ATSI schools are a subset of TSI schools that require additional targeted support because of significant subgroup performance challenges that would, on their own, lead to a CSI designation. 	<ul style="list-style-type: none"> ▪ The SPCSA will verify if the school had any designations in the previous fiscal year. Depending on the designation level that will correspond to the assigned risk-level assigned to this Criterion. ▪ If a school has a designation of CSI/TSI/ATSI the SPCSA will review the written plan to determine progress towards the stated outcomes and exit Criterion. ▪ The indicators for this criterion: <ul style="list-style-type: none"> ▪ “High” – CSI designation ▪ “Moderate” – TSI/ATSI designation ▪ “Low” – Does not apply

<p>Criterion 8 - Timely submissions of materials into Epicenter – Timeliness</p> <p>(Program – Campus Level)</p>	<p>2 CFR 200.332 (d)(1)</p> <ul style="list-style-type: none"> ▪ “Reviewing financial and performance reports required by the pass-through entity” 	<ul style="list-style-type: none"> ▪ The SPCSA will review Epicenter for the documents listed below. This criterion focuses on the timeliness of submitting required documentation into Epicenter for review. ▪ The indicators for this Criterion will be: <ul style="list-style-type: none"> ▪ “Low” – Items submitted on time or early. ▪ “Moderate” – Items submitted 1 day to 14 days past the assigned due date. ▪ “High” – Items submitted 15 or more days past the assigned due date or not submitted at all. ▪ Once the team has reviewed each document for its submission status it will be assigned an indicator ranking and when all documents have been reviewed the indicator level with the most documentation in that level will be the indicator level that is assigned to this criterion. ▪ If the same number of documents fall into multiple indicator categories, the risk be assigned to the highest level. <p>Documentation reviewed for the risk-assessment conducted in the fall of 2021:</p> <ul style="list-style-type: none"> ▪ Special Education Local Plan – IDEA <ul style="list-style-type: none"> ▪ Disciplinary Removal Report ▪ Exit Report ▪ Special Education Local Plan – NV use of physical restraints, mechanical restraints & Aversion Intervention (AB 56) ▪ Title I – McKinney – Vento Annual Reporting ▪ Title I – Students in Foster Care ▪ Title III – EL Policy & EL Plan ▪ Title III – EL Data Collection – Consolidated State Performance Report (CSPR) <p>Note(s):</p> <ul style="list-style-type: none"> ▪ If a task is made up of multiple documents (e.g.: SPED Local Plan) and one of those documents out of the group is submitted late, the entire task will be deemed “late” based on the document that is most late. ▪ If a formal extension was requested and approved by SPCSA staff, the extended deadline will be used to determine low, moderate, or high status for that submission. <p>Examples:</p> <ul style="list-style-type: none"> ▪ <i>If 15 total documents are selected for review and 3 fall into the High range, 8 fall into the Moderate range, and 4 fall into the Low range, the SPCSA will assign Moderate to this indicator.</i> ▪ <i>If 15 total documents are selected for review and 6 fall into the High range, 6 fall into the Moderate range, and 3 fall into the Low range, the SPCSA will assign High to this indicator.</i>
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Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 9 - Total number of Federal Grant programs are administered by the school (including emergency relief funds)</p> <p>(Fiscal – Charter Holder Level)</p>	<p>2 CFR 200.332 (b) (1)</p> <ul style="list-style-type: none"> ▪ “The subrecipients prior experience with the same or similar subawards...” 	<ul style="list-style-type: none"> ▪ The SPCSA will review the previous three (3) years subaward applications/subgrants to determine the history of the charter campus with each of its Title Programs and/or relief funds; and if there has been significant change in the number of Federal grant programs being managed. ▪ The SPCSA will review subaward applications/subgrants back to the 2018 – 2019 school year. ▪ The more federal programs a school oversees puts that school at a heightened risk of non-compliance because of the increase in overall funds management workload as well as the program specific nature of each program. ▪ The indicators for this criterion: <ul style="list-style-type: none"> ▪ “High” – 5 or more federal programs ▪ “Moderate” – 3 to 4 federal programs ▪ “Low” – 1 to 2 federal programs
<p>Criterion 10 - Special Education Compliance</p> <p>(Program – Campus Level)</p>	<p>NRS 388.4352 (1-3(a)(b)) Executed subaward T&C – Exhibit B, Line 14 & 19</p> <ul style="list-style-type: none"> ▪ (14) “Compliance with the requirements of the Civil Rights Act of 1964, as amended, and the Rehabilitation Action of 1973, P.L. 93-112, as amended, and any relevant program-specific regulations, and shall not discriminate against any employee, offeror for employment, student, or potential student because of race, national origin, creed, color, sex, religion, age, disability or handicap condition (including AIDS and AIDS-related conditions). ▪ (19) “Compliance with the requirements of the Boy Scouts of America Equal Access Act (Boy Scouts Act), 20 USC 7905, 34 CFR Part 108, and with other federal civil rights statuses enforced by the OCR.” 	<ul style="list-style-type: none"> ▪ The SPCSA will review the recent Special Education Audit to determine if any Corrective Action Plans were required. ▪ The SPCSA will also review various systems to determine how many verified (if any) Due Process complaints, Office of Civil Rights complaints and/or State Education Agency level complaints (state level/constituent complaints) were received and verified. <ul style="list-style-type: none"> ▪ A “verified” complaint is defined as any complaint that results in a school settlement or adverse decision. ▪ Complaints that are listed as “in process” or “under review” with a respective agency or office will not be counted against a school. ▪ Indicators for this criterion: <ul style="list-style-type: none"> ▪ “High” – Verified evidence of non-compliance with special education requirements as evidenced by one or more of the following: <ul style="list-style-type: none"> - Verified Due Process Complaint - Verified Office of Civil Rights Complaint - Verified State Education Agency level complaint - State Special Education Audit resulted in a Corrective Action Plan ▪ “Low” – No verified evidence of non-compliance with special education requirements.

Criterion Title	Statutory/Regulatory Authority or Subaward Terms for Federal / State Grants Compliance	Data Sources for Review
<p>Criterion 11 - Percent growth of relevant student groups</p> <ul style="list-style-type: none"> ▪ Special Education (IDEA-B) ▪ English Language Learners (Title III – ELL) ▪ Economically Disadvantaged (Title IA) <p>(Program – Campus Level)</p>	<p>2 CFR 200.332 (6)(b)(1)</p> <ul style="list-style-type: none"> ▪ “The subrecipient's prior experience with the same or similar subawards;” 	<ul style="list-style-type: none"> ▪ The SPCSA will review validated count day data to determine the percentage growth in each of these sub-populations identified in the far-left hand column. ▪ The SPCSA will review October 1 validated count day enrollment for the prior two years. ▪ Indicators for this criterion: <ul style="list-style-type: none"> ▪ “High”: Any one of the identified student groups increased by 75% or more AND the same student group increased by 26 students or more. ▪ “Moderate”: 51% to 74% growth in any of the identified student groups or any one of the identified student groups increased by 75% or more but the same group did not increase by 26 students or more. ▪ “Low”: 50% increase or less, no increase, or a decrease in any of the identified student groups. ▪ The SPCSA will evaluate each student group and the overall indicator level will be based on the highest level that a student group falls into. ▪ While student growth in these groups is one of the SPCSA’s strategic goals, significant growth can impact the way programs are implemented at the school level and/or the amount of funding a school may receive under the corresponding federal grants, which can increase a school’s risk of non-compliance.