APRIL NATIONAL TA CALL

GEPA SECTION 427 AND SUBGRANTING
FFY 2021 SPP/APR CLARIFICATION

APRIL 13, 2023
GEPA section 427 and Subgranting

Presenters:

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U.S. Department of Education
GEPA section 427 and Subgranting

- G. Corr Email- March 27 – Additional Guidance/GEPA section 427

- SEAs and LAs must ensure:
  - subgrantees that submit applications to the State for funds under an applicable ED program submit a description sufficient to meet GEPA section 427.
  - subgrantees are complying with GEPA section 427 when subgrantees submit a new application after February 24, 2023 (as noted in OSEP IDEA Part B Grant Memo 23-02 and OSEP IDEA Part C Grant Memo 23-03).

- States have flexibility to determine form and content of GEPA section 427 description, as long as it meets statutory requirements.
GEPA section 427 and Subgranting

Three options:

1. Require subgrantees to use and submit the new updated GEPA section 427 form that the State grantee is required to submit to the Department;

2. Require subgrantees to use and submit their previously approved GEPA section 427 description (this requires a submission with this year’s subgranting application and the previously approved form does not expire for purposes of the subgrantee form) (previous GEPA-Requirement) or

3. Allow the subgrantee to submit its own description or a form that is sufficient to meet the requirements of GEPA section 427
State **has the option** of not using the new GEPA section 427 form for their subgrantee applications submitted for this year.

- States may want subgrantees to use new GEPA section 427 form in *future* years to ensure that barriers, strategies and timelines listed in State GEPA form are addressed at the local level.

- SEAs and LAs may wish to wait until *next year’s* subgranting application to roll out the new GEPA section form and require subgrantees to submit with this year’s application a description that meets the previously approved GEPA section 427 form.
Questions?

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FFY 2021 SPP/APR CLARIFICATION

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Agenda

- Overview of SPP/APR Clarification Period
- Clarification Logistics, Tips, & Reminders
- FFY 2021 OSEP Responses
  - Additional explanation/clarification required
  - Indicator B4
Clarification Period

Part C
- Tuesday, April 11 through Tuesday, April 25

Part B
- Thursday, April 13 through Thursday, April 27

Email notification sent to indicate that clarification has started.
Review OSEP Responses

Carefully review all OSEP response language

Questions or Concerns? Contact your State Lead to schedule a call

Prepare your questions in advance

Invite your team and/or TA Providers
Updated dispute resolution data

- If you intend to resubmit updated data, please discuss in the narrative
- Please ensure it is resubmitted during the resubmission period in May
- Updated attachment will be uploaded in EMAPs
Assessment - States that resubmitted data will see that data populated during clarification

- OSEP cannot see it in the system until the clarification period

Entering data in integer-only fields

- Only include numbers in specified fields (no letters)
Clarification Change Form

Describe all revisions made in your resubmission, including details around data changes and newly uploaded 508 Compliance Reports.

Changes must be identified by Indicator.

Clarification Change Form naming convention: “Part C clarification changes_2021_StateName”

The completed form must be uploaded as an attachment to the Introduction page.
Clarification Change Form Example

<table>
<thead>
<tr>
<th>Indicator</th>
<th>Description of Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>Revised baseline and FFY 2025 targets</td>
</tr>
<tr>
<td>11</td>
<td>Revised language regarding correction of noncompliance</td>
</tr>
<tr>
<td>17</td>
<td>Link to Theory of Action added</td>
</tr>
</tbody>
</table>
Resubmissions

Resubmission Due Dates

- Part C – April 25th
- Part B – April 27th

Clarification Changes Forms

Part C
Part B
FFY 2021 OSEP
PRE-CLARIFICATION RESPONSES
Three dates potentially incorrect:

► In the first paragraph, last sentence, the date should be February 1, 2023

► In the second statement option, the FFY should be FFY 2021

► In the second footer, last sentence, the date should be February 1, 2023
Requires additional explanation/clarification

**EARLY CHILDHOOD OUTCOMES**
- Number assessed compared to SS2 denominators

**REASONS FOR DELAY**
- Exceptional Family Circumstances and “other” reasons

**SSIP**
- Subset of the population from the indicator
OSEP Reviews

Requires additional explanation/clarification

**STAKEHOLDER ENGAGEMENT**
- Building capacity vs increasing numbers, sharing information

**RESPONSE RATE & REPRESENTATIVENESS**
- Strategies to increase response rate in under-represented populations
- Representativeness vs non-response bias

**SAMPLING PLANS**
- Status of review, feedback, and revisions
Indicator 4A/4B

- What’s New?
- What to Expect
- Accessing Support
Question L-6: Must a State’s chosen methodology for determining significant discrepancies in the rate of long-term suspensions and expulsions of children with disabilities under 34 C.F.R. § 300.170 be reasonable?

Answer: Yes. As noted above, the State must ensure that disaggregated data is examined to determine if significant discrepancies in the rates of long-term suspensions and expulsions of children with disabilities are occurring either:

- among LEAs in the State; or
- compared to the rates for nondisabled children within those LEAs.


If this examination is not occurring in any meaningful way at the LEA level, OSEP may determine that a State’s chosen methodology is not reasonably designed to meet this requirement.

Factors that OSEP may consider in determining reasonableness of the State’s methodology include whether none, or a very low percentage of, the State’s LEAs are being examined for significant discrepancy under the State’s chosen methodology, and whether statistically sound alternative methodologies exist or are being used by similarly-situated States.
Indicator B4A/B4B: What to Expect

- Nearly every State received an OSEP response
- Opportunity to review and reconsider how significant discrepancies are examined

OSEP Responses

Methodology: Calculation
Methodology: Reasonableness
COVID Impact
Examples of Responses Addressing Methodology: Calculation

- Not using one of the two required comparison methods
- Not directly addressing race/ethnicity in 4B
- Using different thresholds for each race/ethnicity
- Data / narrative inconsistencies

Examples of Responses Addressing Methodology: Reasonableness

- Not providing relevant information needed to fully understand methodology
- Including none or a very small percentage of LEAs within analysis
- Using a higher threshold to show whether significant discrepancies are occurring, when compared to other states
Indicator B4A/B4B: Accessing Support

- OSEP Responses: During clarification and after determinations

- Clarification call with OSEP State Lead
  - Please notify OSEP State Lead if Indicator B4 is a topic you would like to discuss in-depth, prior to the clarification call.

- Ongoing OSEP Support
Resources and Support

► Technical Assistance Centers:
  
  • Early Childhood Technical Assistance Center (ECTA)
  • The Center for IDEA Early Childhood Data Systems (DaSy)
  • IDEA Data Center (IDC)
  • National Center for Systemic Improvement (NCSI)
IDEA Part B SPP/APR FFY 2021-22

**Resources**

**Getting Started**

**FAQ**

**ED Users**

**Contact Support**

**CONTACT PSC**

- **Telephone:** 1-877-457-3336 (877-HLP-EDEN)
- **Fax:** 1-888-329-3336 (888-FAX-EDEN)
- **Federal Relay Service:** 800-877-0996 (Voice/TTY) / federalrelay@sprint.com
- **Email:** efacts@ed.gov
- **Website:** SPP/APR Community
OSEP MISSION:
To lead the nation's efforts to improve outcomes for children with disabilities, birth through 21, and their families, ensuring access to fair, equitable, and high-quality education and services.

OSEP VISION:
A world in which individuals with disabilities have unlimited opportunities to learn and to lead purposeful and fulfilling lives.

Thank you!