



# Federal Procurement and Capital Improvements

April 21, 2022



*Kansas leads the world in the success of each student.*



# Prior Approval Request

# Capital Improvement Request

**Please describe the equipment, services, and other project costs that will be charged for successful completion of the proposed project.**

**Please explain why the cost is allowable under the applicable federal program (e.g., ESSER, IDEA, ESEA, etc.). For ESSER programs, also describe how the project will prevent, prepare for, and respond to coronavirus pandemic.**

[https://www.ksde.org/Portals/0/ECSETS/Announcements/ESSER\\_Capital\\_Improvement\\_and\\_Construction\\_Request\\_Form.docx](https://www.ksde.org/Portals/0/ECSETS/Announcements/ESSER_Capital_Improvement_and_Construction_Request_Form.docx)



# Capital Improvement Request – cont.

**Please describe:**

**a) why the proposed costs are necessary;**

**b) the procurement process used (or to be used) to ensure the costs is reasonable and the most cost-effective means of meeting the identified need, including any cost price analysis utilized; and**

**c) Any quote or estimates of the item to be purchased, and, if applicable, documentation demonstrating why this option is the most cost effective and submit the document to KSDE.**

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# Capital Improvement Request – cont.

**For construction, please discuss:**

- a) the impact of the proposed construction on the quality of the environment in accordance with Section 102(2)(C) of the National Environmental Policy Act of 1969<sup>3</sup> and Executive Order 11514<sup>4</sup> (34 CFR 75.601)**
- b) any probable effect on any district, site, building, structure, or object that is included or eligible under the National Register of Historic Places (34 CFR 75.602).<sup>5</sup>**

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# Additional Assurances Apply

# Construction Assurances

- §76.600 Where to find construction regulations.
- §75.600 Use of a grant for construction: Purpose of §§75.601-75.615.
- §75.601 Applicant's assessment of environmental impact.
- §75.602 Preservation of historic sites must be described in the application.
- §75.603 Grantee's title to site.
- §75.604 Availability of cost-sharing funds.
- §75.605 Beginning the construction.
- §75.606 Completing the construction.
- §75.607 General considerations in designing facilities and carrying out construction.
- §75.608 Areas in the facilities for cultural activities.
- §75.609 Comply with safety and health standards.
- §75.610 Access by the handicapped.
- §75.611 Avoidance of flood hazards.
- §75.612 Supervision and inspection by the grantee.
- §75.613 Relocation assistance by the grantee.
- §75.614 Grantee must have operational funds.
- §75.615 Operation and maintenance by the grantee.
- §75.616 Energy conservation.
- §75.617 Compliance with the Coastal Barrier Resources Act.

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# Historical Site Review



# Historical Site Impact Letter

The Prior Authorization Request form for Construction and Capital Expenditures requires the grantee to discuss any probable effect on any district, site, building, structure, or object that is included or eligible under the National Register of Historic Places (34 CFR 75.602).

The Kansas State Historical Society (KSHS) has a process in place to meet this and similar state requirements and has the authority to issue an official determination that meets the prior approval requirement. To begin this process, the district should submit a request to KSHS through the online portal at: <https://review.ksde.org/Account/Login>





# Expanded Guidance Coming Soon

# Additional Guidance Coming Soon

- KSDE is developing expanded guidance that addresses Piggybacking, and other alternative procurement methods
- KSDE will also be providing additional information on the next steps, should the LEA receive an adverse action determination from the Kansas State Historical Society





# Discussion



# Questions

For more information, please visit:

<https://www.ksde.org/Agency/Division-of-Learning-Services/Special-Education-and-Title-Services/Federal-Disaster-and-Pandemic-Relief>



Please direct questions to:

[ESSER@KSDE.ORG](mailto:ESSER@KSDE.ORG)



# Report Fraud Wasted And Abuse



IF YOU SUSPECT ANY WRONGDOING, REPORT IT:

Call 1-800-MIS-USED

Or Visit

<https://www2.ed.gov/about/offices/list/oig/hotline.html>





Dean Zajic  
State & Federal Programs Coordinator  
Special Education and Title Services  
(785) 296-2425  
[dzajic@ksde.org](mailto:dzajic@ksde.org)

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