



**American Rescue Plan Act Competitive Grant: State Tribal Education
Compact Demonstration Tribal Partners
Request for Applications**

Essential information guiding the application of this grant is contained in this Request for Applications (RFA).

Applications are due to the Alaska Department of Education & Early Development no later than **December 30, 2022, at 5:00 p.m.** Alaska Standard Time.

Contact

Joel Isaak, Director of Tribal Affairs
Office of the Commissioner
Phone: 907-500-4612
joel.isaak@alaska.gov

Copies of this RFA are available electronically on the [DEED forms webpage](#).
[05-23-027]

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

General Applicant Information

COMPLETED GRANT APPLICATIONS
MUST BE RECEIVED NO LATER THAN **5:00 p.m. AKST**
December 30, 2022

NOTE: Applications received after **December 30, 2022**, will not be considered unless the applicant can provide independent verification from a delivery service that delivery would have met the required deadline but was unavoidably detained by weather or another uncontrollable circumstance. *Applicants are strongly encouraged to notify the program contact as soon as possible if they expect an application delay.*

Completed applications must be submitted electronically to: joel.isaak@alaska.gov.

Submission of a grant application indicates acceptance by the applicant of the appropriate federal and state administrative conditions. All applicants submitting applications in a timely manner will receive a **Grant Application Receipt Acknowledgment** by email.

Please direct questions to: joel.isaak@alaska.gov

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Table of Contents

General Applicant Information	2
Section I: Description of the Project and General Project Information	4
Introduction	4
Purpose	4
Eligible Recipients	4
Available Funding and Related Conditions	5
Use of Funds.....	5
Indirect Cost Rate.....	5
Reporting Requirements.....	5
Grant Application Process Timelines	6
Section II: Application.....	8
General Application Requirements.....	8
Group Application Requirements	8
Single Designee Application Requirements	8
Application Submission Instructions.....	9
Application Content	9
Section III: Application Review and Scoring Guide	12
Application Review Process	12
Scoring Guide	12
Section IV: Appendices	14
Appendix A: Cover Page.....	15
Appendix B: Conditions of Subgrant Awards.....	16
Appendix C: Submission Checklist	19
Appendix D: Definitions	20

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Section I: Description of the Project and General Project Information

Introduction

Through strategic planning that happened prior to the COVID-19 pandemic, the Alaska Department of Education and Early Development (DEED) identified five positive trajectories, or goals, which were articulated as [Alaska's Education Challenge](https://education.alaska.gov/akedchallenge) (education.alaska.gov/akedchallenge). To the greatest extent possible, DEED intends to use these five areas to focus all state-level American Rescue Plan (ARP) Act funded initiatives with hopes of simultaneously addressing COVID-19 related needs, addressing pre-existing areas of challenge, and sustaining the gains beyond the availability of these one-time funds.

DEED is issuing a Request for Applications (RFA) for State Tribal Education Compacting Demonstration Tribal Partners grants. We are seeking a variety of applications based on geographic representation, variety of educational methodologies, representation of different size schools, and communities, and overall statewide representation. The intent is to have a demonstration project that shows how State-Tribal Education Compact schools can work across all of Alaska. The goal of the demonstration phase is to lead to a more permanent widely available education compacting process.

In addition, this RFA will ask potential subgrantees to provide Tribal partnership with the Alaska State Board of Education and Early Development (SBOE) to support the development of a report to the Alaska Legislature for what is needed legislatively to create State Tribal Education Compacts. It is part of the implementation of Senate Bill 34 ([SB 34](#)).

Purpose

Purpose of Program: The purpose of this program is to provide support for Tribal partners to work with the SBOE on the negotiation, consultation, and co-development of a legislative report on what is necessary for creating the opportunity enacted through statute and regulations to provide for future State Tribal Education Compact schools.

Background: State Tribal Education Compacting is a SBOE priority as part of Alaska's Education Challenge <https://education.alaska.gov/akedchallenge>, [SB 34](#), and <https://education.alaska.gov/compacting>.

Eligible Recipients

Eligible recipients include:

- Federally Recognized Alaskan Tribal Government;
- A group of Federally Recognized Alaskan Tribal Governments;
- An authorized tribal organization on behalf of or in conjunction with a Federally Recognized Alaskan Tribal Government; or,
- An authorized tribal organization on behalf of or in conjunction with a group of Federally Recognized Alaskan Tribal Governments.

Please see [Appendix D](#) for definitions.

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Available Funding and Related Conditions

Award Amount

DEED will award up to five grants of \$100,000 each. Grantees will draw down funds through quarterly reimbursement requests through DEED's established grants procedures.

Funding Period

The grant will be awarded for March 31, 2023 through January 31, 2023. If selected for an award, grantees shall provide budgets and quarterly reimbursement requests in both fiscal year (FY) 2023 and FY 2024.

Note: The State of Alaska's fiscal year is July 1 through June 30.

These funds originate from the American Rescue Plan (ARP) Act to address the unique challenges of the COVID-19 pandemic. ARP Act funding expires September 30, 2024. SB 34 requires DEED to submit a finalized report to the legislature by January 31, 2024. There will **not** be a continuation or extension of funds for these one-time grants.

Use of Funds

Grant funds will be used to provide support for Tribes in negotiating with the SBOE on the topic of State Tribal Education Compacting. Allowable activities include, but are not limited to:

- Salaries and fringe benefits for staff;
- Consultants and contractors providing allowable services and activities;
- Legal services;
- Strategic planning expenses;
- Research and development of negotiated content; and,
- Travel related to carrying out negotiation.

Indirect Cost Rate

An indirect cost rate is allowable by providing assurance of a negotiated federal indirect cost rate. In the absence of a federally negotiated indirect cost rate a 10% minimis rate for indirect costs shall be used.

Reporting Requirements

Recipients will submit a projected budget before requesting reimbursement. Recipients are required to be registered vendors with the State of Alaska accounting system. Recipients of this grant will be required to submit quarterly reports and final report as outlined below.

1. Budget spend down
 - a. Indicate how much money has been spent to date compared to projected budget
2. Comparison of projected or anticipated work and what has been carried out

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
 Request for Applications

If the subgrantee does not meet reporting deadlines, then it may be considered non-compliant. DEED has several options to address non-compliant entities. For example, DEED could consider imposing specific conditions on the subgrantee’s Federal grant(s), placing the organization on high-risk status, or discontinuing current and future grant funding opportunities from DEED.

Recipients of this grant are subject to Federal Audit requirements under 2 CFR 200.501. Each fiscal year in which the subgrantee expends \$750,000 in Federal awards, cumulatively over all federal awards, the subgrantee must have a single audit conducted in accordance with 2 CFR 200.514. A program specific audit may be substituted if a subgrantee expends Federal awards under only one Federal program (2 CFR 200.501(c)).

Grant Application Process Timelines

RFA Released:	October 6, 2022
Optional workshops or webinars for participants to ask questions and obtain assistance with completing the application:	<p>October 17 or 18, 2022, TBA- Workshop in Anchorage. First Alaskans Elders and Youth Conference Dena’ina Center (face to face, no virtual option)</p> <p>October 22, 2022, TBA- Workshop in Anchorage. Alaska Federation of Natives Convention, Dena’ina Center (face to face, no virtual option)</p> <p>October 28, 2022, 3:00 - 4:30 p.m.- Webinar Zoom Join Zoom Meeting https://us02web.zoom.us/j/83288246680?pwd=SWZkbGh3UkRFcFRoMnU1TThHUWhJdz09 Meeting ID: 832 8824 6680 Passcode: 448144 One tap mobile +12532158782,,83288246680# US (Tacoma) +13462487799,,83288246680# US (Houston) Find your local number: https://us02web.zoom.us/j/83288246680?pwd=SWZkbGh3UkRFcFRoMnU1TThHUWhJdz09</p> <p>November 16, 2022, 10:00 - 11:30 a.m.- Webinar Zoom Join Zoom Meeting https://us02web.zoom.us/j/89274317710?pwd=RFJVeVlrTEtyRGRYYzVsQlFxEVEZz09 Meeting ID: 892 7431 7710 Passcode: 686035 One tap mobile +12532158782,,89274317710# US (Tacoma) +16699009128,,89274317710# US (San Jose)</p>
Notice of Intent to Apply:	<p>October 31, 2022</p> <p>*not submitting notice of intent to apply does not preclude an applicant from submitting an application</p>

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
 Request for Applications

RFA Due:	December 30, 2022, 5:00 pm <i>*Applications received after this time/date will not be considered unless the applicant can provide independent verification from a delivery service that delivery would have met the required deadline but was unavoidably detained by weather or another uncontrollable circumstance.</i>
Grant Review Period:	January 1 - March 15, 2023
Notice of Intent to Award:	March 15, 2023 <i>*The state reserves the right to revoke this Notice of Intent to Award if it is subsequently found to be in error, or made on the basis of inaccurate information, or is otherwise in the best interest of the state to do so.</i>
Appeal Period	March 16 - April 15, 2023
Notification of Awards:	April 16, 2023
Grant Award Issuance:	April 16 2023
Grant Period:	April 16, 2023 - January 31, 2024
First Quarter Report:	July 31, 2023
Second Quarter Report:	October 31, 2023
Third Quarter Report:	January 31, 2024
End of Grant Report Due:	March 17, 2024 <i>*The grant period ends on January 31, 2024, therefore all funds must be spent by that date.</i>

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Section II: Application

General Application Requirements

The following requirements are from [SB 34](#) and from this RFA:

- (a) The applicant must provide a cover page ([Appendix A](#)).
- (b) The applicant must provide a Tribal Resolution stating interest to enter into negotiation with the State Board of Education and Early Development.
- (c) The applicant must state in the Tribal Resolution that they agree to the assurances stipulated in form 05-23-028 if application is selected.
- (d) The applicant must show assurances of a federally negotiated indirect cost rate or an indirect cost rate of 10 percent minimis rate for indirect cost rate.
- (e) The applicant must provide a brief overview that describes the applicant’s mission, vision, education, and pedagogy for a proposed Tribal school.
- (f) The applicant must provide a clear overview description of the proposed Tribal school design plan.
- (g) The applicant must provide a clear overview description of the proposed Tribal school operational model.

Group Application Requirements

An applicant that applies as part of a partnership must meet this requirement, in addition to the requirements in (a), (b), (c), (d), and (e) of the above General Application Requirements.

1. An applicant applying as a group must identify which entity is the fiscal agent, which entity represents the group as a single point of contact, and which entity is authorized as the lead negotiator on behalf of the group.
2. Group applications must include a partnership agreement that includes a Memorandum of Understanding or Memorandum of Agreement (MOU/MOA) between members of the partnership identified and discussed in the grant application. Each MOU/MOA must:
 - a. Be signed by all partners and dated within 120 days prior to the date of submission of the application; and,
 - b. Clearly outlines the work to be completed by each partner that will participate in the grant.

Single Designee Application Requirements

A Federally Recognized Tribe that designates an entity to apply on its’ behalf must meet this requirement, in addition to the requirements in (a), (b), (c), (d), and (e) of the above General Application Requirements.

1. An applicant that designates its negotiating authority must identify which entity is the fiscal agent, a single point of contact for the designee, and which entity will be the lead negotiator on behalf of the applicant.

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

2. An applicant that authorizes a designee with applicants negotiating authority must be included in a Memorandum of Understanding or Memorandum of Agreement (MOU/MOA) between the applicant and the designee identified and discussed in the grant application. Each MOU/MOA must:
 - a. Be signed by all partners and dated within 120 days prior to the date of submission of the application; and,
 - b. Clearly outlines the work to completed by each partner that will participate in the grant.

Application Submission Instructions

Submit completed applications as a single PDF file.

- For an individual applicant the file name should be named as follows: *Tribal name_STEC_Application.pdf*.
- For a group application the file name should be named as follows: *Lead negotiating Tribal/entity name_STEC_Application.pdf*
- Only submit the requested information. *Unrequested attachments will not be reviewed.*
- Submit completed applications to: Joel Isaak, Department of Education and Early Development, joel.isaak@alaska.gov
- Email subject line should contain applicant name. For example, “STEC application (insert applicant name here)”

Successful applications will be included in a public report to the legislature. **Do not submit any information that the applicant does not wish to be made publicly available.**

Application Content

Applicants should include the following content in their application. For all written components, applicants should adhere to the following formatting requirements:

- 8.5” x 11”, with 1” margins top, bottom, and both sides.
- Header that includes applicant’s name. Bottom right of each page is numbered.
- 12-point font
- Double spaced
- Times New Roman font

Cover Page

(Is not included in application page limit, see [appendix A](#))

Tribal Resolution

(Is not included in application page limit)

Provide a Tribal resolution stating interest to negotiate with the Alaska State Board of Education and Early Development (SBOE) on the topic of State Tribal Education Compacting. In the resolution, identify the Tribal organizations, if any, that will participate in the negotiation on behalf of or in conjunction with your federally recognized Tribe. The resolution attests that the Tribe will agree to the assurances stipulated in form 05-23-

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners

Request for Applications

028 if application is selected and that the Tribe seeking to negotiate with the SBOE and understands that as part of the negotiation process the SBOE shall consult with the governing body of the local school district and a representative of the collective bargaining unit that represents the teachers of the local school district's boundaries for which the demonstration State-Tribal Education Compact School is located within.

Indirect Cost Rate

An indirect rate is allowable by providing evidence of a negotiated federal indirect cost rate. In the absence of a federally negotiated indirect cost rate a 10% minimis rate for indirect costs may be used.

MOU/MOA

(Is not included in application page limit)

Include any applicable MOU/MOA for group applications or designee applications.

Overview Narrative

(5 pages, maximum)

1. Provide a one-to-three sentence mission statement for applicant's proposed Tribal school.
2. State the vision of the school in one paragraph (250-300 word maximum).
3. Describe your Tribe's education model and pedagogical approach to education.
 - a. Provide succinct examples of education activities that help visualize the educational model and pedagogy.
 - b. Briefly explain how elder guidance will be integrated into the educational model.
4. Explain how this school aligns with the Tribes overall mission, vision, and goals.
 - a. Include a description of how your Tribe has been preparing for a Tribal school in areas such as community input, organizational capacity building, and infrastructure, etc.

Program Design Narrative

(10 pages, maximum)

1. Detail the approach for selection and development of curriculum and instructional frameworks to be used in the school.
2. Describe the process for ensuring community engagement and parent involvement.
3. Provide an overview for how programs will be offered for special populations. For example, how students eligible for special education, English language learners, and various federal title programs will be addressed.
4. Provide the school calendar and explain how it directly supports the school's educational model.
5. Explain how the proposed school will be culturally based. Include how instructional methods, classroom environment, and assessment will be culturally based.
6. Describe how students will be grouped/organized for instructional purposes. For example, grouping by grade, age, or developmental ability, etc.
7. From the standpoint of the Tribe, describe what student success will be.
8. Describe how assessments, standards, and targets will be grounded in the school's educational model and pedagogy that show student achievement/success.
 - a. Provide one succinct example that showcases how assessments will be used to inform instruction and visualize student achievement.
9. Briefly explain the school's approach to discipline/correction.

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners

Request for Applications

10. Include any other program design considerations that are relevant based on your Tribe's expertise and knowledge of working in your community.

Operations Narrative

(10 pages, maximum)

1. Describe the school governance/oversight structure.
 - a. Include how the school governance/oversight body is established and its relationship to school programming and operations.
2. State the number of students (both in grades and ages) the school programming is designed to serve, as well as state the intended student enrollment for the school.
3. Outline the number of anticipated staff and their roles and responsibilities as needed to carry out the school's goals.
 - a. Describe the approach for providing professional development for staff as needed to carry out the educational model of the school.
4. Provide two organizational charts:
 - a. Tribal Governance organizational chart; and,
 - b. School Operations organizational chart.
5. Outline the facilities needs for the school.
 - a. Include the ability to provide for these facilities needs independently or if partnerships are needed to meet the facilities needs for the school.
6. Outline transportation needs for the school.
 - a. Include the ability to provide for these transportations needs independently or if partnerships are needed to meet the transportation needs for the school.
7. Describe the anticipated support and connection to the local school district needed to operate the Tribal school.
8. Include any other operations design considerations that are relevant based on your Tribe's expertise and knowledge of working in your community.

Applicants should carefully review this solicitation for defects and questionable or objectionable material. Comments concerning defects and questionable or objectionable material should be made in writing and received by the Director of Tribal Affairs at least ten days before the deadline for receipt of proposals. This will allow time for the issuance of any necessary amendments. It will also help prevent the opening of a defective proposal and exposure of offeror's proposals upon which award could not be made.

Section III: Application Review and Scoring Guide

Application Review Process

The review panel will review the information provided by the applicant. Applications will be scored independently using the scoring criteria included in this RFA. Reviewers will then meet to clarify the accuracy of reviewers’ understanding. Each reviewer will assign a rating to each letter/number subsection published in the scoring guide. The entire range of scores, including 0, may be used by the reviewer for each subsection. The Alaska State Board of Education and Early Development (SBOE) will make the final selection of awardees.

Initial Review

DEED staff will conduct a preliminary review of applications for completeness. Incomplete applications will not be considered. DEED staff will assess that all required components are present in the application, all application materials are properly formatted, and that the application was submitted on time.

Scoring of Applications

DEED staff and the SBOE Compacting Committee will score applications that were determined to be complete in the preliminary review. Scoring criteria is presented below in the scoring guide.

Scoring Guide

Applicants will be scored based on these components:

Criteria	Percentage Possible
Centering Tribal Voice	10%
Tribal Community and Tribal Administrative Support	10%
Transformational Design	10%
Carrying out Educational Services Presents strong expertise and understanding of what is necessary to carry out educational services within the p-12 arena, including: <ol style="list-style-type: none"> 1. Program design 2. Leaderships/governance 3. Administration 	30%
Demonstrates Capacity to Carry out the Work	10%
Diverse Representation Priority The applicant represents the following priorities for diversity: <ol style="list-style-type: none"> 1. Geographic diversity 2. Methodology 3. School size 4. Community size 	30%
Total	100%

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Diverse Representation Priority

The Alaska State Board of Education and Early Development (SBOE) is seeking a variety of applications based on geographic representation, variety of educational methodologies, representation of different size schools, and communities, and overall statewide representation. The intent is to have a demonstration project that shows how State-Tribal Education Compact schools can work across all of Alaska. The goal of the demonstration phase is to lead to a more permanent widely available education compacting process. DEED staff and the SBOE Compacting Committee will evaluate all applicants to ensure a broad and diverse representation.

Final selection is made by the SBOE based on the totality of the criteria described above.

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Section IV: Appendices

[Appendix A: Cover Page](#)

[Appendix B: Conditions of Subgrant Awards](#)

[Appendix C: Submission Checklist](#)

[Appendix D: Definitions](#)

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
 Request for Applications

Appendix A: Cover Page

Application Information	
Legal Name of Applicant/Organization	
Address	
Name and Title of Program Contact (the person to be contacted on matters involving this application)	
Telephone Number	
Fax Number	
Email Address	
Type of Application (Tribe, Tribal Designee, Group)	
If Group, List the Entity Responsible for Operating the Grant on Behalf of the Group	
If Group, List all Entities Represented in the Application	
Name of Local School District(s) Applicant is Physically Located Within	

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Appendix B: Conditions of Subgrant Awards

Program Administration

In Alaska, the Department of Education & Early Development has been authorized to receive and distribute the federal funds appropriated for this program. Program provision shall be governed in all respects by the authorizing statute and the laws of the State of Alaska, and the Education Department General Administrative Regulations (EDGAR) including the General Education Provision Act (GEPA) and the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (UGG).

Submittal of an application will show the applicant's acceptance of all of the terms and conditions contained in this Request for Application (RFA). The contents of the application will become contractually binding if a grant is awarded. Failure of the successful applicant to accept these obligations may result in cancellation of the award. Upon opening, all submissions become the property of the Alaska Department of Education & Early Development and are open to public inspection at all reasonable times. The Department reserves the right to reject any and all applications should it be deemed by the Department to be in its best interest to do so. Applicants can appeal the Department's decision through the established State Appeal Process found in Alaska State Code, Chapter 40.

The Alaska Department of Education & Early Development is not liable for any costs incurred by applicants in the development of applications. All costs incurred in responding to this RFA, including negotiation sessions (if held), are the sole responsibility of the applicant.

Grant Application Format

Section III of this RFA contains the grant application form. It is essential that each section clearly and concisely identify the items requested. Appendices are not permitted.

Certificate of Assurances

This grant is a federally funded program and the general Certifications and Assurances packet related to federal programs that was submitted for the current fiscal year by the district to the Alaska Department of Education & Early Development will apply to this program. This is a reminder that the subgrantee must be fully aware of its obligations to adhere to all state and federal requirements in the event the grant application is approved. Copies of this Request for Application may be obtained from the Alaska Department of Education & Early Development and are available on the [department's web page](http://education.alaska.gov/) (education.alaska.gov/).

Assurance of Nondiscrimination

The Alaska Department of Education & Early Development is an equal opportunity employer and will not discriminate in the department employment, supervision, practices, services or educational programs on the basis of race, religion, color, national origin, age, sex, handicap, and marital status, changes in marital status, pregnancy, parenthood, veteran's status, veteran's disability or political affiliation.

Appeals Process

[4 AAC 40.010 - 4 AAC 40.050](#) (akleg.gov/basis/aac.asp#4.40.010) governs the process of appeals. This regulation in its entirety is available on the [Alaska Legislative website](http://legis.state.ak.us/basis/aac.asp) (legis.state.ak.us/basis/aac.asp).

Fiscal Procedures

All payments will be made on a reimbursement basis for expenditures incurred by the subgrantee. Reimbursement requests must be submitted to the department at least quarterly. In addition, a detailed computerized report is required indicating the date of obligation, vendor name, accounting object code, and exact amount of the transaction. The final payment will not be made until after the grant activity has been concluded and the required end-of-year report has been submitted to the department. Expenditures in excess of approved budget amounts will be the responsibility of the subgrantee.

**American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners**

Request for Applications

Eligible expenditures will be limited to those directly necessary and essential to the accomplishment of the proposed grant activity. These will customarily include personnel salaries, benefits, consultant fees, materials and supplies, travel, telephone, and postage. The Alaska Department of Education & Early Development shall determine the eligibility of any disputed item and the sponsoring school district or agency shall be responsible for any disputed expenditure. Changes in budgets for approved grant applications shall be conditional on written approval from the department.

The authorization to encumber grant monies will expire at the scheduled conclusion of the approved grant. The final financial statement should be submitted not later than 45 days after the grant expiration date.

School District and Non-Profit subgrantees are responsible for ensuring that audit and accounting procedures comply with 2 C.F.R. Part 200, Subpart F – Audit Requirements.

Disallowable Costs

The following are costs not allowed under U.S. Department of Education fiscal regulations and/or authorizing legislation: bad debts, contingencies, contributions and donations, entertainment costs, fines and penalties, interest and other financial costs, expenses of local governmental bodies such as school boards and city councils, undercover of costs under grant agreements, application preparation costs, and/or capital expenditures.

In addition, the U.S. Department of Education does not expect administrative or executive salaries and benefits to be a lawful purpose of these funds.

Items that may be considered educational incentives for students or staff are assumed to be extraneous to the conduct of a federally funded program.

Subcontracts

The Alaska Department of Education & Early Development retains the right to establish the following procedures for sub-contracting within a project resulting from this RFA:

- a. The subgrantee may sub-contract for services up to \$5,000 without prior approval from the department.
- b. Before sub-contracting for services of \$5,000 or more the subgrantee must receive written approval from the Program Manager.
- c. Sub-contracts of \$5,000 or more must be in written form and a copy sent to the Program Manager for placement in the RFA/Grant file.

Cancellation

The Alaska Department of Education & Early Development reserves the right to cancel any grant awarded as a result of the RFA for any of the following reasons:

- a. if the subgrantee demonstrates fiscal irresponsibility,
- b. if the subgrantee fails to perform in accordance with the conditions of this RFA,
- c. if the subgrantee fails to perform in accordance with the application and any negotiated modifications,
- d. if the state no longer has funds available for the project resulting from this RFA, or
- e. if the subgrantee included misleading or faulty information in the application.

Evaluation of Subgrantee Performance / Continuation of Funding

Entities receiving federal funds are required to meet all necessary reporting requirements of the subgrant. In awarding the subgrant, the state expects the subgrantees to conduct all activities and evaluation measures as stated in the RFA that are written or negotiated in the approved grant application. Failure to provide the requested performance reports and evaluations on all activities as proposed and to implement the subgrant as approved could result in the loss of funding. Any changes to the original approved application (including modifications to goals and/or objectives) must receive prior approval by the Department of Education & Early Development.

**American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners**

Request for Applications

The state reserves the rights to withhold funding, reduce funding, or terminate funding if the subgrantee is not meeting program reporting requirements, making substantial progress toward meeting identified performance goals and measures, or does not demonstrate a clear need for the allotted level of subgrant support. This includes access to unexpended funds at the end of each fiscal year.

After it has been awarded, the Alaska Department of Education & Early Development may terminate a subgrant by giving the subgrantee written notice of termination. In the event of termination after award, the Alaska Department of Education & Early Development shall reimburse the subgrantee for approved subgrant expenses incurred up to the notification of termination.

The state retains the right to refrain from making any awards if it determines that to be in its best interest. This RFA does not, by itself, obligate the state.

The state reserves the right to add terms and conditions during subgrant negotiations. These terms and conditions will be within the scope of the RFA and will not affect the application reviews.

After the completion of subgrant negotiations, the state will issue a written Notice of Intent to Award (NIA) and send copies to all applicants. The NIA will set out the names of all applicants and identify the application(s) selected for award.

The state reserves the right to modify annual awards based on the subgrantee's performance towards outcomes outlined in the initial application.

Indemnification

Any contractor shall indemnify, safe harmless and defend the state, its officers, agents and employees from all liability, including costs and expenses, for all actions or claims resulting from injuries or damages sustained by any person or property arising indirectly or indirectly as a result of any error, omission or negligent act of the contractor, subcontractor or anyone directly employed by them in the performance of this contract.

All actions or claims including costs and expenses resulting from injuries or damages sustained by any person or property arising directly or indirectly from the contractor's performance of this contract which are caused by the joint negligence of the state and the contractor shall be apportioned on a comparative fault basis. Any such joint negligence on the part of the state must be a direct result of active involvement by the state.

Insurance

During the life of this grant, any contractor shall purchase and maintain insurance with a carrier or carriers satisfactory to the Department of Administration, Division of Risk Management, covering injury to persons or property suffered by the State of Alaska or a third party, as a result of errors or omissions or operations which arise both out of and during the sub-contractor engaged in work under this grant. A thirty (30) days prior notice to the Contracting Officer is required before cancellation, non-renewal or breach and ground for termination of the contractor's services.

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Appendix C: Submission Checklist

The pages below have been signed and emailed **as a single PDF file** to: joel.isaak@alaska.gov

- Cover Page** (*Is not included in application page limit*)
- Tribal Resolution** (*Is not included in application page limit*)
- Indirect Cost Rate** (*Is not included in application page limit*)
- MOU/MOA** (*If applicable, is not included in application page limit*)
- Overview Narrative** (*5 pages maximum*)
- Program Design Narrative** (*10 page maximum*)
- Operations Narrative** (*10 pages maximum*)

A program such as Adobe may be helpful in combining multiple files into one PDF. Please email joel.isaak@alaska.gov for assistance.

American Rescue Plan Act Competitive Grant:
State Tribal Education Compact Demonstration Tribal Partners
Request for Applications

Appendix D: Definitions

Consultation: There are two guides produced by the National Indian Education Association that provides an overview of how consultation will be conducted. <https://www.niea.org/niea-consultation-guides>. “True Consensus is built through talking, listening and considering different ideas until a new understanding takes place, and the decision makers come to ‘one mind’ about what to do.” – Norma General Elder of the Wolf Clan, Cayuga Nation.

Negotiation: Collaborative exchange as partners. The content of a legislative report is what is being negotiated.

Tribe: Tribal Governments as defined in the Federally Recognized Indian Tribe List Act of 1994 25 U.S. code § 5130. Definitions Federally (25 USC 479 (a) –recoded to 25 USC 5130) and recognized by the State of Alaska in [HB123](#).

Tribal Organization: An entity that a Tribe identifies through Tribal government resolution to represent and do work on behalf of or in conjunction with the Tribe. This can include but is not limited to Tribal organizations identified through definition in the Alaska Native Claims Settlement Act 43 U.S. Code §1602. Definitions.

Tribal Resolution: An official government action adopted and signed by the Tribal government.