

**U.S. Department of Education
Office of Indian Education
Consortium Agreement**

Directions: The following document is required of all consortium applications under this grant. Consortium applicants must upload this document no later than the closing date of EASIE Part I.

For the purpose of applying for an Indian Education Formula Grant application as consortium members, we, the undersigned local educational agencies (LEAs), Tribes, Indian Organizations (IOs) and/or Indian Community Based Organizations (ICBOs) agree to adhere to the requirements under 34 CFR §75.127–129 (attached). Each LEA identified in the EASIE application also certifies that it is not submitting a separate application as an individual entity for this same grant. In addition,

1. General Agreement

It is agreed that the lead consortium member (*applicant type*) LEA will be (*entity name*) Martinez Unified School District, which is designated to act on behalf of all consortium members. As a consortium member, we understand that this agreement binds each member of the group to every statement and assurance made by the applicant in the application. It is also understood that any false statement provided in the application is subject to penalties under The False Claims Act, 18 U.S.C. 1001.

The lead applicant for the group is the grantee and is legally responsible for --

- (A) The use of all grant funds;
- (B) Ensuring that the project is carried out by the group in accordance with Federal requirements; and
- (C) Ensuring that indirect cost funds are determined as required under 34 CFR §75.564(e).

2. Legal Responsibility

We also understand that, as a member of the consortium, we are each legally bound to every statement and assurance in the application and individually responsible to --

- (A) Carry out the activities we agree to perform; and
- (B) Use the funds that we receive under the agreement in accordance with Federal requirements that apply to the grant, including the parent consultation and committee requirements below, if applicable.

3. Parent Consultation and Committee requirements

(A) The local program for which we seek funding (“Indian Education Formula Grant program”) was developed in open consultation, including through public hearings, with parents and family members of Indian children, representatives of Indian Tribes on Indian lands located within 50 miles of any school that the agency will serve if such Tribes have any children in such school, teachers and, if appropriate, Indian students from secondary schools, including through public hearings held to provide individuals in each member LEA a full opportunity to understand the program and to offer recommendations regarding the program.

(B) The Indian Education program was developed with the participation and written approval of a Parent Committee, in accordance with section ESEA section 6114(c)(4) (20 USC 7424(c)(4)). The consortium is using: **(Select only one option, if applicable to your applicant type.)**

- 1. A single parent committee, whose members are representative of all LEAs in the consortium, either through equal or through proportionate representation. The consortium should submit one Parent Committee Approval Form.

2. Multiple parent committees, one from each LEA in the consortium. Each LEA in the consortium must have its Parent Committee sign a Parent Committee Approval Form. The consortium should submit multiple Parent Committee Approval forms, one from each LEA in the consortium.

4. LEA Activities and Comprehensive Program

These grant funds will be used to carry out, in each member LEA, a comprehensive program for meeting the needs of Indian children, including their language and cultural needs, consistent with ESEA section 6115 (20 USC 7425). Below list the particular activities and services provided by this grant and the activities that each member of the group plans to perform per activities and services identified in the EASIE Part II application.

Provide support in math and language arts for grades k-8th and provide Native American cultural activities.

Signed by the following authorized representatives of the consortium members: *(copy additional sign-off spaces as needed)*

_____ Name and Title	_____ Entity	_____ Date	_____
_____ Name and Title	_____ Entity	_____ Date	_____
_____ Name and Title	_____ Entity	_____ Date	_____

Group Applications: From Code of Federal Regulations (34 CFR Part 75)

§ 75.127 Eligible parties may apply as a group.

- (a) Eligible parties may apply as a group for a grant.
- (b) Depending on the program under which a group of eligible parties seeks assistance, the term used to refer to the group may vary. The list that follows contains some of the terms used to identify a group of eligible parties:
 - (1) Combination of institutions of higher education.
 - (2) Consortium.
 - (3) Joint applicants.
 - (4) Cooperative arrangements.

(Authority: 20 U.S.C. 1221e-3 and 3474)

§ 75.128 Who acts as applicant; the group agreement.

- (a) If a group of eligible parties applies for a grant, the members of the group shall either:
 - (1) Designate one member of the group to apply for the grant; or
 - (2) Establish a separate, eligible legal entity to apply for the grant.
- (b) The members of the group shall enter into an agreement that:
 - (1) Details the activities that each member of the group plans to perform; and
 - (2) Binds each member of the group to every statement and assurance made by the applicant in the application.

(c) The applicant shall submit the agreement with its application.
(Authority: 20 U.S.C. 1221e-3 and 3474)

§ 75.129 Legal responsibilities of each member of the group.

(a) If the Secretary makes a grant to a group of eligible applicants, the applicant for the group is the grantee and is legally responsible for:

- (1) The use of all grant funds;
- (2) Ensuring that the project is carried out by the group in accordance with Federal requirements; and
- (3) Ensuring that indirect cost funds are determined as required under §75.564(e).

(b) Each member of the group is legally responsible to:

- (1) Carry out the activities it agrees to perform; and
- (2) Use the funds that it receives under the agreement in accordance with Federal requirements that apply to the grant.

(Authority: 20 U.S.C. 1221e-3 and 3474)