

AFFIRMATION OF CONSULTATION WITH TRIBAL REPRESENTATIVES

Every Student Succeeds Act - P.L. 114 -95

SECTION 8538 – Consultation with Indian Tribes and Tribal Organizations

For School Year Ending June 30, 2020

Name of LEA: _____
LEA Superintendent: _____ Phone: _____
LEA ESSA Coordinator: _____ Phone: _____
Email: _____

Name of Tribe/Organization: _____
Address: _____
Tribal Representative: _____ Phone: _____
Email: _____
Tribal Representative: _____ Phone: _____
Email: _____

Note: If necessary, list additional representatives on a second page and upload.

Check if the tribe/tribal organization has not responded to LEA's repeated, good-faith attempts (3) for consultation.
(Evidence may be required for compliance monitoring.)

Affected LEAs are required to consult with local tribal officials on plans or applications for a covered program under ESSA, to include:

Titles I-A, I-C, I-D, II-A, III-A, IV-A, IV-B, V-B Subpart 2 and VI-A Subpart 1.

Section 8538 of P.S. 114-95 states:

(a) IN GENERAL.—**To ensure timely and meaningful consultation** on issues affecting American Indian and Alaska Native students, an affected local educational agency shall consult with appropriate officials from Indian tribes or tribal organizations approved by the tribes located in the area served by the local educational agency prior to the affected local educational agency's submission of a required plan or application for a covered program under this Act or for a program under title VI of this Act. Such consultation shall be done in a manner and in such time that provides the opportunity for such appropriate officials from Indian tribes or tribal organizations to meaningfully and substantively contribute to such plan.

Section 8538 of P.S. 114-95 states:

(b) DOCUMENTATION—Each affected local educational agency shall maintain in the agency's records and provide to the State educational agency a written affirmation signed by the appropriate officials of the participating tribes or tribal organizations approved by the tribes that the consultation required by this section has occurred. If such officials do not provide such affirmation within a reasonable period of time, the affected local educational agency shall forward documentation that such consultation has taken place to the State educational agency.

SIGNATURES:

Tribal Opt-Out Option: WE HAVE been contacted by the above listed LEA and choose not to participate in consultation in FY2020, or

WE AGREE that timely and meaningful consultation occurred before the LEA made any decision affecting the participation of tribal members of the above-listed tribe in any programs the LEA is operating under the Every Student Succeeds Act.

WE AGREE that we have participated in meaningful and timely consultation prior to the affected local educational agency's submission of a required plan or application for a covered program under this Act or for a program under Title VI of this Act.

WE AGREE that timely and meaningful consultation shall continue throughout implementation and assessment of services provided under this section on the following dates: _____.

Signature of Public School Superintendent or designee (required even if no response to requests for consultation).

Date

Tribal Official or Tribal Organization Official Signature

Date

Completed forms are to be uploaded in GME under Related Documents in the FY20 ESEA Consolidated application.

Arizona Department of Education

2/1/2019

LEA ESSA AFFIRMATION OF CONSULTATION – Indian Tribes/Tribal Organizations