

Ohio Department of Education
Office of Career-Technical Education

Sanctions Policy

All applicants for grants, loans and contracts; property; discounts; other federal financial assistance from the United States Department of Education; or funds made available through the United States Department of Education are required to submit an assurance of compliance with laws and regulations related to Title VI of the Civil Rights Act of 1964; Title IX of the Education Amendments of 1972; Section 504 of the Rehabilitation Act of 1973; the Age Discrimination Act of 1975; and the Boy Scouts of America Equal Access Act of 2001. By signing the assurance, the applicant acknowledges that compliance with the assurance constitutes a condition of continued receipt of federal financial assistance from or funds made available through the United States Department of Education. In the event of a failure to comply, the funds may be terminated, and the applicant may be denied the right to receive further assistance or funds.

A subrecipient of federal financial assistance is subject to the requirements of this assurance. Violation findings and required corrective actions in the Ohio Department of Education's letter of findings for subrecipients relating to violations of Title VI, Title IX and Section 504 that continue uncorrected per the letter of findings and/or the submitted voluntary compliance plan may result in a district being deemed out of compliance with these laws and, therefore, out of compliance with its assurance. Based on this failure to comply, any federal financial assistance it receives from the United States Department of Education could be terminated.

Subrecipients that are out of compliance with civil rights law but are in good standing with the timely completion of activities in the civil rights process as defined in the Local Coordinator's Manual are not subject to sanctions. The following state actions shall be taken if a subrecipient is out of compliance with the civil rights process, including failure to submit required documentation per the guidelines in the Local Coordinator's Manual or failure to submit evidence per the agreed-upon actions in the voluntary compliance plan:

1. **Hold on Perkins funding** - Documentation or evidence is missing or more than **30 days** late. Perkins funds will be placed on hold for disbursement until the subrecipient is in compliance with the guidelines in the Local Coordinator's Manual.
2. **Hold on career-technical education program approvals and renewals** - Documentation or evidence is missing or more than **60 days** late. New programming approval and renewals of existing programming shall not occur until the subrecipient is in compliance with the guidelines in the Local Coordinator's Manual (secondary subrecipients and state-operated programs only).
3. **Referral to the Office of Civil Rights, United States Department of Education** - Documentation or evidence is missing or more than **90 days** late. The hold on Perkins funding (1) and career-technical education new program approvals and renewals (2) will remain in effect until the subrecipient is in compliance. In addition, the Office of Civil Rights will be notified regarding the subrecipient's noncompliance with the civil rights process.

An extension of deadlines or other requirements may be granted in extenuating circumstances. Examples of extenuating circumstances include an environmental disaster, epidemic, fire or other circumstances **outside of the control of the subrecipient**. The Methods of Administration coordinator will be the decision-maker with regard to any extensions.