

1 Special Education Consolidated Grant (Federal)



[Program Guidelines 2022-2023 Special Education Consolidated Grant Application \(Federal\)](#)

Authorized by the Individuals with Disabilities Education Act (IDEA), as amended by the IDEA Improvement Act of 2004, Public Law 108-446, Part B

Allowable/Non-allowable Expenditures – Class/Object Code 6400 (pgs. 45-46)

- Stipends for nonemployees require specific approval.
- Student employment: The cost of employment of students with disabilities by the LEA (34 CFR 300.107(b)) is allowable with IDEA-B funds only if the employment is related to or in addition to the student's course of study and in conjunction with the student's transition plan. The general supplement, not supplant requirement for IDEA funds in 34 CFR 300.202(a)(3) states that funds provided to LEAs under Part B of the IDEA must be used to supplement State, local, and other Federal funds and not to supplant those funds.

If an LEA chooses to use IDEA-B funds to employ students with disabilities for instructional purposes, it must comply with the non-supplant requirement. If the LEA benefits from the services provided by the students with disabilities, IDEA-B funds cannot be used. Instead, the LEA must use the same fund sources used to employ students who are not disabled.

Factors that would indicate that the LEA benefited from the services include but are not limited to the following:

- Regular employees have been displaced.
- Vacant positions have been filled with the participants rather than with regular employees.
- Regular employees have been relieved of assigned duties.
- Participants are performing services that, although not ordinarily performed by employees, are clearly of benefit to the LEA.
- Placements of participants are made to accommodate the labor needs of the LEA rather than according to the requirements of the student's IEP.



Detailed guidelines have been developed by the Federal government to help employers determine employment vs. educational relationships, child labor requirements of the Fair Labor Standards Act, as well as Internal Revenue Service reporting requirements. It is the responsibility of the LEA to consult and follow Federal and State laws and regulations.

If you ever have a question, concern, comment, or suggestion, or find a broken link within this document, please email the TEA Division of Special Education Programs at sped@tea.texas.gov

Allowable and Unallowable Other Operating Costs (6400)

Legend: Y=Allowable, N=Not Allowable

See Number Legend below each section – Chart below on page 48

6400 Expenditure Items	IDEA-B Formula	IDEA-B Preschool	IDEA-B Discretionary Deaf
Media Advertisement for Child Identification	Y	Y	N
Membership Dues (Business, Professional/ Technical Organizations) (must be in name of LEA; not in name of individual)	Y	Y	Y
Membership Dues in Civic/Community Organizations	N	N	N
Newspaper/Media Advertisement Related to Special Education	Y	Y	Y
Non-employee Stipends (includes student employment)	1	1	1
Out-of-State Travel, must be reasonable and event unavailable in-state (LEA must keep documentation locally)	Y	Y	N
Non-employee Costs for Conferences for Parents and Private School Participants (requires authorization in writing)	Y	Y	Y
Non-employee Costs for Conferences for Contracted Staff (requires authorization in writing)	Y	Y	Y
Publication and Printing Costs	Y	Y	Y
RDSPD Fee/Tuition	3	3	N
Special Olympics (registration fees, transportation/ travel/per diem), does not require specific approval	Y	Y	Y
Stipends for non- employees (includes student employment) (requires authorization in writing)	Y	Y	Y
Student Employment	1	N	1
Transportation Costs, Nonstudents	Y	Y	Y
Transportation Costs, Students with Disabilities, Excess Costs Only	Y	Y	Y

1 - See program guidelines above related to student employment (pgs. 45-46)

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Texas Workforce Commission—Vocational Rehabilitation



[Vocational Rehabilitation — Youth & Students | Texas Workforce Commission](#)

TWC-VR has a funding source to pay for internships. Contact your local VR counselor for coordination. Payment made by TWC-VR may be provided but must be aligned with the IEP and transition goals.