# FY2024 E-Rate Roadshow

Lee Bray State E-Rate Coordinator

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### VISION

To create a world-class educational system that gives students the knowledge and skills to be successful in college and the workforce, and to flourish as parents and citizens

# MISSION

To provide leadership through the development of policy and accountability systems so that all students are prepared to compete in the global community



**ALL** Students Proficient and Showing Growth in All Assessed Areas

**EVERY** School Has Effective Teachers and Leaders

4 🖵

**EVERY** Student Graduates from High School and is Ready for College and Career **EVERY** Community Effectively Uses a World-Class Data System to Improve Student Outcomes

**5** oli

**EVERY** Child Has Access to a High-Quality Early Childhood Program

**EVERY** School and District is Rated "C" or Higher





# Agenda

- I. E-Rate Overview
- II. Wrapping Up FY 2022 & FY 2021
  - a. BEARS
- III. Admin Window
  - a. NSLP/CEP
  - b. Student Count
- IV. Category 1 & 2
  - a. ESL
  - b. Budget
- V. Forms
  - a. Form 470
  - b. State Guidelines / Reverse Auction / Contracts
  - c. Form 471
  - d. Form 486 / CIPA
  - e. Form 500
  - f. BEAR / Sam.gov/ UEI
- VI. BEAR Transition into EPC
- VII. EPC Forms Submission Process Examples
  - a. Form 470
  - b. Form 471
  - c. Form 472 (BEAR)



### Overview

- Who makes the rules?
  - Congress wrote the Telecommunications Act of 1996, which directed the Federal Communications Commission (FCC) to establish the E-Rate Program and other programs.
  - The FCC issues orders that set rules and policies for the program and gives direction to the Universal Service Administrative Company (USAC) through orders.
  - USAC is responsible for the day-to-day administration of the E-Rate Program.
- Provides funding for specific services
  - Internet Access
  - Wide Area Network Connections
    - Connecting schools to district
    - Connecting libraries to one another
  - Local Area Network Equipment and Cabling
  - Does not fund end-user equipment such as laptops, smartboards, iPads
  - Does not fund applications such as Student Level Database



### Importance to Mississippi

- \$840,805,252.38 committed to Mississippi since 1998
- \$28,040,197.70 has been committed to Mississippi just for FY2023
- The average discount for schools and libraries is 85%
- Every public school district in the state participates in E-Rate
- 98% of public libraries participate in E-Rate
- 100% of public schools have broadband internet fiber connections



### **BEAR Reimbursement**

- BEAR Form 472 Form that must be submitted within 120 days of last date to receive service or equipment
- For *recurring* services FY 2022
  - October 28, 2023 is the invoicing deadline
    - Last date to receive service was June 30, 2023
    - Extended to February 27, 2024
- For *non-recurring* purchases FY 2022
  - Last date to receive/install services was September 30, 2023
  - January 28, 2024 will be BEAR deadline
- For non-recurring purchases FY 2021
  - FCC granted 1-year extension due to supply change issues
  - January 28, 2024 is new deadline for most applications
- Request for extension can be made to extend last day to receive/install equipment and request reimbursement



### Category 1& 2

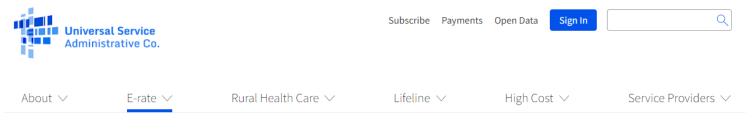
- Category 1
  - Services
    - Internet
    - WAN
- Category 2
  - Equipment
  - Maintenance
  - Managed Services

### **Eligible Services List**

- Each year, the FCC issues a list of services that are eligible for the upcoming funding year. (FY2023 not issued)
- Category One includes services from the service provider to the schools and/or libraries (demarcation point).
  - Data Transmission and/or Internet Access
- Category Two includes services and equipment needed for broadband connectivity within schools and libraries.
  - Three service types
    - Internal Connections
    - Basic Maintenance of Internal Connections (BMIC)
    - Managed Internal Broadband Services (MIBS)



# **Eligible Services List (ESL)**



USAC | E-rate | Applicant Process | Before You Begin | Eligible Services List

#### **Applicant Process**

Before You Begin 🔨

☆ Before You Begin

School and Library Eligibility

Consortia

Non-Instructional Facilities (NIFs)

Non-Traditional Education Eligibility

Educational Service Agencies

Entity Numbers

**Eligible Services Overview** 

**Eligible Services List** 

#### Eligible Services List

The Eligible Services List (ESL) for each funding year provides guidance on the eligibility of products and services under the Schools and Libraries Program.

Step 1 >

ESL Glossary 🖻 Frequently Asked Questions

2021 Eligible Services List 2020 Eligible Services List 2019 Eligible Services List

The ESL is organized into two primary sections plus a miscellaneous section:

Category One

Data Transmission Services and/or Internet Access

Category Two

Internal Connections (IC), Managed Internal Broadband Services (MIBS), and Basic Maintenance

Elber Cummery Overview

MISSISSIPPI DEPARTMENT OF EDUCATION

### **C1: Data Transmission Services**

- Most Common
  - Leased Lit Fiber
  - Cable modem/DSL
  - Microwave Service
- Special Construction Charges
  - Cost to build out network

- Also Eligible
  - Leased Dark Fiber
  - Self-Provisioned Fiber
  - Broadband over power lines
  - T-1, T-3, Fractional T-1
  - DS-1, DS-2, DS-3
  - OC-1, OC-3, OC-12, OC-n
  - Frame Relay
  - ISDN
  - Satellite Services
  - Wireless data plans



### **C1: Internet Access Services**

### • 2 Main types

- Bundled internet
  - Internet and transport are bundled together
- Raw internet
  - No transport included
- Installation charges are eligible
  - If bid on Form 470
  - Request on Form 471
- Filtering is not eligible
- Commercially Available



# **C2-Internal Connections**

- Wireless Access Points
- Network Routers & Switches
- In-building Structured Cabling
- Caching Servers
- Firewalls Basic
- Racks
- UPS
- Equipment License

- Cloud-based functionality of listed equipment
- Operating system software to support eligible equipment
- Taxes and fees
- Basic training on use of equipment



### **C2- Basic Maintenance of Internal Connections**

### • Limited eligibility

- Multi-year contracts must be amortized
- Can only be for services/work performed during funding year
- 100% eligible
  - Basic tech support
  - Configuration changes
- Conditionally eligible
  - Repair of equipment
  - Cable maintenance



## **C2 – Managed Internal Broadband Services**

- Managed internal broadband services (MIBS)
- Covers operation, management, or monitoring of a LAN
- 2 Options
  - Paying an outside vendor to own/maintain equipment
  - Paying an outside vendor to maintain school-owned equipment
  - Subject to C2 budget caps



### Category 2 Budget

- FY2021 FY2025
- Budget Floor
- Calculating
- Discounts



# Category 2 Budgets - FY21-FY25

- C2 budgets changed to a fixed, five-year cycle.
- C2 multipliers and funding floor are set once at the beginning of the cycle.
- They apply to the entire cycle.
- They will be announced in advance of the cycle, adjusted for inflation once, before the cycle starts, and rounded to two digits (dollars and cents).
- For the FY2021-FY2025 cycle:
  - The school multiplier is \$167.00 per student.
  - The library multiplier is \$4.50 per square foot for all libraries.
  - The minimum funding floor is \$25,000.00.
  - Special funding for 10 schools or less.
- C2 budgets are pre-discount
- NIFs are not eligible



### **Adjusting Category 2 Budget**

- Adjusting the C2 budget during the cycle
- Your C2 budget is determined when the first C2 FCC Form 471 in the budget cycle is certified. This includes a certified consortium FCC Form 471 that includes your organization.
- You may request a C2 budget recalculation in any subsequent year of the budget cycle, but are not required to do so.
- The request mechanism is available in the administrative window opens.



### **Adjusting Category 2 Budget**

- Adjusting the C2 budget during the cycle (continued)
- If you do not request a recalculation, the C2 budget will not change during the cycle.
- The new C2 budget will apply for the year it was requested and forward, but does not apply retroactively.



- C2 budgets calculated at the school district or library system level, not at the site level.
- The "budgeted entity" is the entity with the C2 budget.
- Budgeted entities are:
  - Independent schools
  - Independent libraries
  - School districts
  - Library systems
- School districts and library systems can allocate funding among eligible sites as they see fit.
- The C2 budget for most school districts is the greater of the following:
  - Add the number of full-time student counts of each of the individual schools and then multiply this total by the school multiplier, or
  - Multiply the number of individual schools by the \$25,000 funding floor (the "aggregate funding floor").



#### Calculating a C2 budget – school districts with 10 or fewer sites

- The C2 budget for school districts with 10 or fewer sites has a third possible calculation that allows districts with a number of schools with fewer than 150 students to take advantage of the funding floor. EPC will select the calculation that optimizes the budget if student counts are provided for each school:
- Calculate a C2 budget for each individual school, using the higher of (1) the number of students multiplied by the school multiplier or (2) the \$25,000 funding floor.
- The \$25,000 funding floor applies if an individual school has fewer than 150 students (150 students x \$167/student = \$25,050).
- Add the individual calculations together. The school district can still allocate this calculated C2 budget among its individual schools as it sees fit.
- However, if your school district profile in the E-Rate Productivity Center (EPC) has 11 or more individual schools, this third option does not apply.



- Schools only count full-time students for their C2 budget calculations.
- Large school districts (those with more than 10 schools) cannot estimate the number of students for buildings under construction.
- Independent schools can still estimate student counts for a new school while construction is underway.
  - If the independent school overestimates, it must return to USAC any funding in excess of that it was entitled to based on the actual enrollment by the end of the next funding year.
- School districts and library systems can transfer equipment between schools within a school district and libraries within a library system.
  - No longer required to notify USAC of these equipment transfers.
  - Transferor and recipient must maintain detailed records documenting the transfer and the reason for the transfer for at least five years.
  - Schools, libraries, and consortia must maintain asset and inventory records of equipment purchased and the actual locations of such equipment for at least 10 years after purchase.



- Additional differences entities that have C2 budgets
- A **budgeted entity** is an entity with a C2 budget an independent school, an independent library, a school district, or a library system.
- A budgeted entity does not need to provide USAC with a cost allocation of its C2 budget among its child entities that are receiving C2 services.
- The **child entity count** is the number of the individual schools in a school district or the number of library branches in a library system.
- The number of child entities in the EPC profile can affect the C2 budget calculation.
- Non-instructional facilities (NIFs) and annexes are not considered child entities.

#### • Additional differences – counting students

- School districts will report student counts separately for the purposes of calculating discounts and for calculating C2 budgets. You have two options:
- Report both student counts in each individual school profile.
- Report the student count for discount purposes in the individual school profile, and report a total student count for the school district in the school district profile.



• Here is a screenshot of a school district's organization profile page, where the school district chose Manage Organization to change its status to reporting one number for the school district:

Category	Two (C2) Budget Information
collect separate count from year	ur Category Two budget and your discount rate separately, and so we numbers for each. You are allowed to re-use your Category Two student to year within a Category Two budget cycle, so this number needs to be quently than the student count for your discount rate.
How does the d	listrict report its student count for Category Two budget? 😯 *
One number	for my whole district
A number for	r each school in the district
District Studen	t Count *
91320	

• In the event an applicant chooses to enter one number for the whole school district, their C2 budget is calculated by multiplying that number by \$167 per student (or the funding floor if that is greater).



### Entity Profile – Category 2 Budget

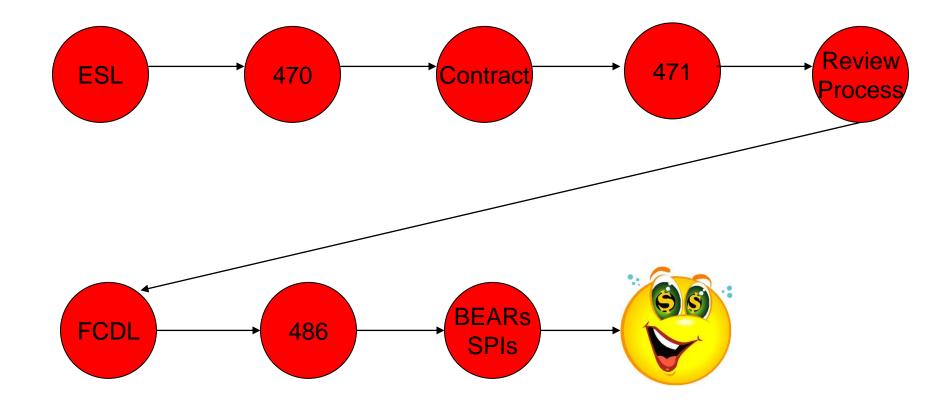
#### **Category Two (C2) Budget Information**

We calculate your Category Two budget and your discount rate separately, and so we collect separate numbers for each. You are allowed to re-use your Category Two student count from year to year within a Category Two budget cycle, so this number needs to be updated less frequently than the student count for your discount rate.

How does the district re One number for my w		nt count for Category Two budget? 🕤			
A number for each sci		ct			
Sum of Student Counts 1418	of all Schools	n the District			
School Information					
Entity Number or	Please enter	an entity name(at least 3 characters) or an entity num	iber		
Name	·iz			APPLY FILTERS	CLEAR FILTERS
Entity Numb	er 1	Entity Name	Total Students for C2 Budget	Is the student coun estimated? 😧	Eligible t for C2 budget ?
			178	N/A	۲
			305	No	۲
			415	No	۲
			520	No	۲



## **Application Process**





### **Application Process Overview**

E-Rate Step	Suggested Timeline		
1. Assess Needs / Create Plan	August – November		
2. Update EPC Profiles – Admin Window	October – January (closes 3 days prior to Form 471)		
3. Bid all new services / equipment (Form 470)	July – December		
4. Bid evaluation (after 28-day Form 470 waiting period)	August - February		
5. Board Approval / Sign Contracts	September – February		
6. Request E-Rate funding – Form 471	January – March (TBD by USAC)		
7. Application review (PIA)	April – August		
8. Funding Commitment – FCDL	April – August		
9. Turn on funding / CIPA Compliance – Form 486	FCDL Receipt or service start date		
10. Receive services	July (start year) – June (end year)		
11. Pay vendor	July (start year) – June (end year)		
12. Submit invoice to USAC (Payment) applicant - BEAR /Vendor - Form 474	Anytime after start of service – must be filed by October 28 of end year without extension request.		



### What are my needs?

- Check with your schools to identify their needs
  - More Bandwidth?
  - Expanded Wi-Fi?
  - Access Points?
- Check with your Budget Officer to see what your Technology Budget looks like
  - Don't ever try to go where your budget can't take you
- Check your C2 Budget Tool to see if you have enough to purchase C2 services
- Check with your Superintendent to see what your districts goals are in relation to what your students or library patrons actually need
  - Don't ever try to go where the Superintendent does not want to go



### FY24 Admin Window

- Admin open for 2-3 months prior to Form 471 window
  - Open now October 24, 2023 January 2024
  - Data imported into Form 471
- Used for:
  - E-Rate discounts
    - NSLP
    - CEP
    - Alternative method
  - Category 2 budgets
    - Different from enrollment data
    - Change budget only if there is an increase



### Admin Window

- The administrative window allows applicants to update their profiles in the E-rate Productivity Center (EPC).
  - Opened on October 24, 2023
  - Will close shortly before the Funding Year (FY) 2023 FCC Form 471 application filing window opens.

#### • Why is there an administrative window?

- Libraries and consortia depend on static student counts to accurately calculate their discounts.
- For consistency, certain entity information cannot be changed during the application filing window.



### Admin Window

- Open Now until 3 days prior to Form 471 Window opens
- Updates / Changes / Additions
- Student Count
- NSLP / CEP
  - CEP percentage dropped to 25%
- Discount Matrix
- Category 2 Budget count



### Admin Window

#### Contract records

- These can be created after the admin window closes. FY2022 RAL requests and appeals
- File these requests BEFORE you add new entities to your profile, or new entity sub-types to existing entities. This will speed our processing of these requests.

#### • C2 budget tool

• This tool will show updated C2 budgets the day after you change your profile information.

#### School districts with ten or fewer schools

• We recommend that you enter your student counts individually by school to maximize the number of options available for your C2 budget calculation.



### **Update Entity(s) Profile Information**

- Update entity profiles
  - During Admin Window (October January)
  - Data can not be changed after Admin Window closes
- Confirm all entities, including NIFs are in the EPC portal
  - Contact CSC if adjustments are needed 1-888-203-8100
- Remember Libraries rely on your data for their discount percentage
- \*\*Admin Window will change from year to year

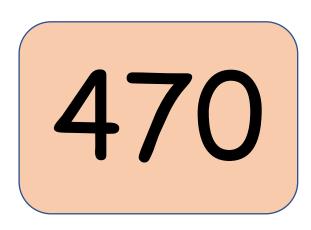


# **District Discount**

INCOME	CATEGORY ONE (C1)		CATEGORY TWO (C2)	
Measured by % of students eligible for the National School Lunch Program (NSLP)	<b>URBAN</b> Discount	<b>RURAL</b> Discount	<b>URBAN</b> Discount	RURAL Discount
Less than 1%	20%	25%	20%	25%
1% to 19%	40%	50%	40%	50%
20% to 34%	50%	60%	50%	60%
35% to 49%	60%	70%	60%	70%
50% to 74%	80%	80%	80%	80%
75% to 100%	90%	90%	85%	85%



### Posting the Form 470



- Applicant Role
- Competitive Bidding
- Request for Proposal (RFP)
- Recurring vs Non-Recurring
- State Procurement Rules
- Reverse Auction
- Contracts



# **Applicant Role**

- Determine services needed, file FCC Form 470 and RFP
- Run competitive bidding process
- Select winning bidder, with price of eligible products and services as primary factor
- Respond to PIA
- File other applicant forms (FCC Forms 471, 486, 472, 500, etc.)
- Document compliance with FCC rules on an ongoing basis
- Retain documentation for at least ten years from last date of service delivery
- Form 470 can be cancelled by Account Administrator (New)



### **Competitive Bidding**

- Run an open and fair competitive bidding process.
  - **Open** = information shared with one bidder must be shared with all.
  - Fair = bidders must be evaluated fairly and equally.
- Wait 28 days before choosing a service provider.
  - FCC Form 470 must be posted on the USAC website for a minimum of 28 days before you select a vendor and file an FCC Form 471.
- Evaluate bids using the price of the eligible services as the primary factor.



#### **Request For Proposal**

- Requests for Proposal (RFPs) may be created to describe specific needs and circumstances in more detail.
- USAC refers to an RFP or an RFP document generically. RFP documents are any documents that provide additional information to potential bidders on the scope or details of your project.
  - For most types of service requests, RFPs are not required. However, you must issue an RFP for some requests or if you are required to do so by state/local rules.
  - Services on your FCC Form 470 and RFP must match.
  - All RFPs and RFP documents must be attached to your FCC Form 470 in EPC.



#### **Requests for Proposal (RFP)**

- RFP not required, except for:
  - State bidding requirements
  - All dark fiber or self provisioned fiber projects
- USAC considers any bidding documents provided to a vendor an RFP
- If using an RFP
  - All documents must be uploaded in EPC at time of Form 470 posting
  - Cannot cite to a website bidding advertisement
  - Any changes must be given to all vendors after application is submitted
    - Changes must be added to Form 470
    - 28-day clock will restart



#### When to file Form 470?

 Must be posted in EPC at least 29 days prior to the close of the Form 471 window

- Example:
  - Form 471 window deadline is March 25
  - February 24 is Form 470 deadline
    - Do not wait this long!!!
    - Always give yourself several days to evaluate bids, negotiate contracts, seek board approval, sign contracts, upload contract, etc.
    - All items listed above must be completed prior to filing Form 471
  - Always give yourself enough time just in case something goes wrong



# **Evaluating Bids**

- After bid due date (at least 29 days) applicant reviews all qualified submissions
- Must have and retain a bid matrix
- Price of eligible services/equipment must be the most heavily weighted factor during evaluation
  - Sample criteria
    - Quality of proposed solution
    - Cost of ineligible items
    - References
    - Experience with vendor
    - Ability to meet installation deadline
- Retain all winning and losing bids and all correspondence between applicant and vendors (winning and losing)



# **No Bids?**

- Document via an email or file memo that no bids were received
- Existing services: can continue to receive services from existing service provider
- New Services/Procurement: Solicit bid from willing vendor
  - Make sure price is cost effective
  - Check marketplace options from other vendors in your area or nearby areas
  - Save research and information to justify buying service for this vendor



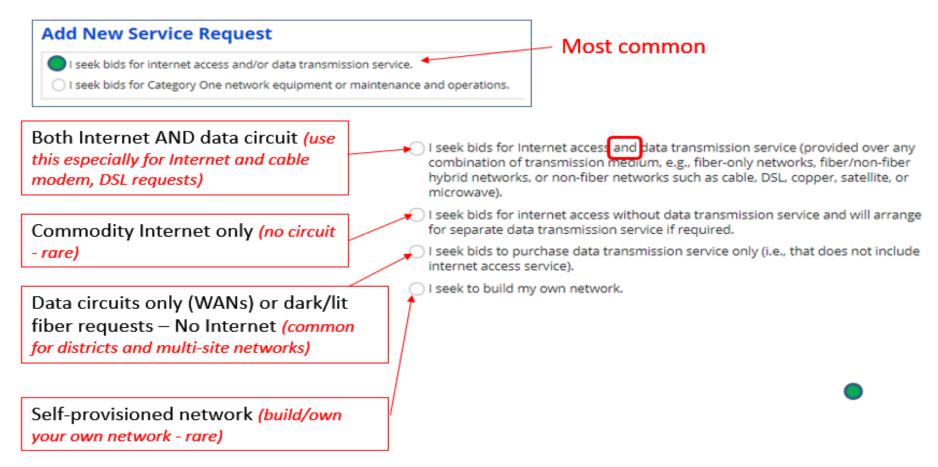
### **Bid Evaluation Matrix - Sample**

FACTOR	POINTS AVAILABLE	VENDOR 1	VENDOR 2	VENDOR 3
Price of the eligible products and services	50*	20	50	40
Prior experience with the vendor	25	25	0	25
Prices for ineligible services and products	15	10	5	15
Local or in-state vendor	10	10	0	0
TOTAL	100	65	55	80



# Form 470 - Example

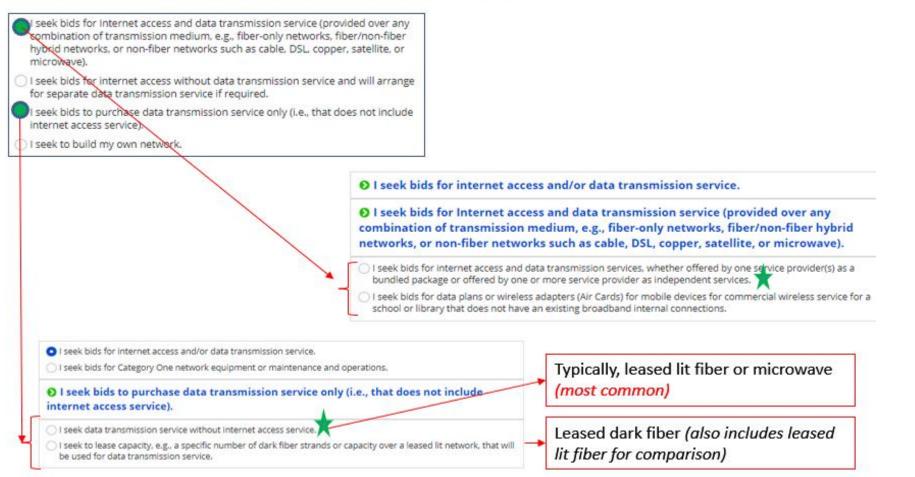
FCC revamped Form 470 in attempt to remove "gotchas"





# Form 470 - Example

#### • 1<sup>st</sup> or 3<sup>rd</sup> Options have additional radial options:





### Form 470 - Example

- Welcome changes to C2 Form 470!
  - Basic maintenance an "add on" option to equipment request
  - Licenses/software included with equipment request

	Add New Service Request			
Use for equipment requests (most common)	<ul> <li>I seek bids for the equipment needed for broadband connectivity within schools and libraries and/or the related software and right-to-use licenses necessary for the equipment to function.</li> <li>I seek bids for basic maintenance service on eligible equipment and/or support services (e.g., bug fixes, software</li> </ul>			
Use if bidding maintenance ONLY (uncommon)	upgrades, and security patches) appropriate to main			
Use if bidding managed internal broadband services (MIBS) <i>(uncommon)</i>	Service Type Internal Connections Function • Routers and Necessary Software and Licenses Quantity •	Manufacturer No Preference  Are you also seeking Installation, Activation and Initial Configuration for this service?*  Yes No		
	Unit Each Please select this option if you would like to cre accompanying Category Two BMIC request for request.			



#### **State Procurement Rules**

\$.01 - \$5,000.00	\$5,000.01 - \$75,000.00	Greater than \$75,000	+ E-rate Requirements
May purchase without advertising or otherwise requesting competitive bids	May purchase without advertisement for bids, provided at least two competitive written bids have been obtained	Advertisement & receipt of competitive bids required by law	Post Form 470 and wait 28 days before awarding

The lifecycle cost of an information technology project means the total committed costs of the project, not just the initial or up-front costs. Lifecycle cost includes all costs associated with obtaining the item and maintaining and operating it for its projected lifecycle. Initial or one-time costs might include purchase price, freight, installation, and training. Ongoing costs include such expenses as post-warranty maintenance; support, including help desk charges, upgrade charges, and on-site vendor personnel; and any recurring usage charges.



# **Reverse Auction / Termed Contracts**

#### • DFA Contact

- Ross Campbell
- 601-359-2004
- ross.campbell@dfa.ms.gov
- Termed Contract (60 months)
  - No Reverse Auction
  - Set time frame of contract
  - Purchase off contract more than 1 time
- Reverse Auction
  - One time purchase
  - Conducted by district or by 3<sup>rd</sup> party
- Reverse Auction Exemption
  - Submit request to DFA
- Dates: <u>https://www.dfa.ms.gov/pprb-meetings</u>



# **Reverse Auction**

- Items to be submitted to DFA
  - Newspaper Ad
  - Agency Bid Bank notification
  - Bid Specs
  - Winning bid
  - Bid Tabulation
  - If not low bid, justification needed



# Contracts

- Must be loaded in EPC prior to starting Form 471
- Applicants must have a signed contract or *other legally binding agreement* in place prior to submitting their FCC Forms 471 to USAC.
  - Signed contract with Form 470 winning bidder
  - Vendor can sign after Form 471 deadline
- Applicant must not sign a contract before the Allowable Contract Award Date (ACD).
- Signed contracts constitute the best evidence that a legally binding agreement exists.
- A verbal offer and/or acceptance will not be considered evidence of the existence of a legally binding agreement.
- For additional information about State Master Contracts, see the USAC website.
- Types
  - One year
  - Multi-year
    - Can contain voluntary extensions
- Must be loaded in EPC in PDF format



# **Uploading Contract**

- All new contracts must be uploaded into the EPC Contract Module before starting the Form 471
- Assign a very descriptive nickname
  - Example FY23 CSpire Internet
- Upload copy of contract
- Enter the following information:
  - Form 470 used to bid service
  - Contract signing date
  - Number of bids
  - How many contract extensions, if any
  - Service Provider Identification Number (SPIN)
- Contract expiration date will be added to the Form 471



#### Add New Contract - EPC





#### Contract 5000-1 – C Spire

The primary services included under Category I include:

- Switched Ethernet and MPLS circuits
- Raw Internet
- PRIs
- SIP trunks
- Centrex Platinum
- Business Lines
- Hosted Firewall and Content Filtering
- IP Addresses

#### Contract 5000-2 - ATT

The primary services included under Category 2 include:

- ADI Internet Managed or Unmanaged (Same as MIS)
- BVoIP
  - SIP Handoff
  - PRI Handoff

# Form 471

- Guidelines
- Filing Window Discounts



# Form 471

- Provide information about your requests (discount level, costs of services, service providers)
- Answer USAC review questions
- Receive your funding commitment decision
- Filing Window
  - Approximately 60 days after ESL released
    - ESL waiting on 2 different
    - ????
    - Rules can be waived on start date
- 90% used by district entity
  - No cost allocation

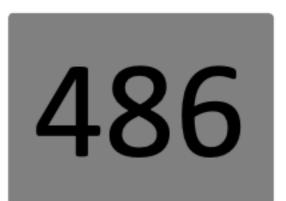


# Form 471 – Filing Window

- All FCC Forms 471 are filed during a specific period of time the FCC Form 471 application filing window
- The filing window generally opens in mid-January and closes in mid- March in advance of the start of the funding year
- \*Applications (FCC Forms 471) filed outside of the filing window are not considered for funding



#### Form 486



- Guidelines
- Start Date
- Filing Form 486



#### Form 486 - Continued

- Applicants file the FCC Form 486 to:
  - Notify USAC that **services have started** for the Funding Request Numbers (FRNs) listed on the FCC Form 471.
  - Report the status of compliance of the entities on those FRNs with the **Children's Internet Protection Act (CIPA).**



# Form 486 Service Start Date

- What is my Service Start Date (SSD)?
  - The first day of the funding year if services start on or before July 1..
  - Any day after July 1, but before June 30 of the funding year that services were actually started.
- For installations that started on May 25 before the funding year, the SSD is July 1 of the funding year.
- For services starting August 7 of the funding year, the SSD is August 7 of the funding year.
- The FCC Form 486 MUST be certified no later than 120 days after the Service Start Date reported on the FCC Form 486 or 120 days after the date of the Funding Commitment Decision Letter (FCDL), whichever is later.





#### FCC Form 486 Notification Letter

Lee Bray MISSISSIPPI DEPARTMENT OF EDUCATION 359 NORTH WEST STREET SUITE 118 JACKSON, MS 39201

 FUNDING YEAR 2022:
 7/1/2022 - 6/30/2023

 FCC Form 486 Application Number:
 279840

 Applicant's FCC Form 486 Nickname:
 CSpire Circuits FY22

This letter is to notify you that the Universal Service Administrative Company (USAC) has received and accepted a certified FCC Form 486, Receipt of Service Confirmation Form, from you. Information about your commitment may have changed. Please review the <u>FCC Form 486</u> <u>Notification Letter Report</u> to confirm the information you provided. This information is also being shared with the service provider(s) identified on each Funding Request Number (FRN).

7/11/2022

If you need assistance, contact our Client Service Bureau toll-free at (888) 203-8100, or submit a customer service case in the E-rate Productivity Center (EPC) by selecting "<u>Contact Us</u>" from the menu in the top right corner of your landing page.

#### Next steps

Discuss with your service provider whether you would like discounts on your bills or to pay your bills in full and be reimbursed for discounts.

 Applicants invoice USAC before the invoice deadline using the applicant invoice method [FCC Form 472, Billed Entity Applicant Reimbursement (BEAR) Form] for reimbursements of discounts after paying the service provider bills in full.



### **Child Internet Protection Act - CIPA**

- Guideline
- Internet Safety Policy
- Technology Protection Measure (Filter)
- Public Notice and Hearing or Meeting
- Documentation



# CIPA

- Requires that schools and libraries enforce certain safety measures that protect against access by adults and minors to obscene content on the internet.
- Three requirements include:
  - Internet Safety Policy
  - Technology Protection Measure
  - Public Notice and Hearing or Meeting
- The school or library must maintain documentation demonstrating that they are working toward compliance (in the first year) or in compliance (second year and thereafter).



#### **CIPA – Internet Safety Policy**

The Internet Safety Policy (ISP) must address:

- Access by minors to inappropriate matter on the internet and World Wide Web
- The safety and security of minors when using electronic mail, chat rooms, and other forms of direct electronic communications;
- Unauthorized access including "hacking" and other unlawful activities by minors online;
- Unauthorized disclosure, use, and dissemination of personal information regarding minors; and Measures designed to restrict minors' access to materials harmful to minors.

#### Additional requirements for schools:

- Must also include monitoring the online activities of minors.
- Must provide for educating minors about appropriate online behavior, including interacting with
  other individuals on social networking websites and in chat rooms, cyberbullying awareness, and
  response.



# **CIPA – Technology Protection Filter**

- A technology protection measure is a specific technology that blocks or filters internet access.
  - Entities must enforce the operation of the technology protection measure during the use of its computers with internet access.
  - A person authorized by the authority with responsibility for administration of the school or library may disable the technology protection measure during use by an adult to enable access for bona fide research or other lawful purpose.
- Decisions about what matter is inappropriate for minors are made by the local community (school board, local educational agency, library, or other authority).



#### **CIPA – Public Notice & Hearing / Meeting**

- You must provide public notice and hold at least one public hearing or meeting to address the internet safety policy.
- For private schools, public notice means notice to your constituent group.
- Additional meetings are not necessary
   – even if the policy is amended – unless those meetings are required by state or local rules or the policy itself.
- Document meeting

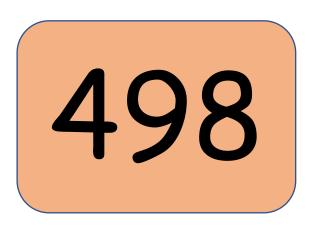


## **Equipment Transfer and Labeling**

- Label equipment and record asset with purchase year
  - Make/model/serial #/building/room/FRN/date installed
  - Update list when equipment is moved
  - Asset inventory kept for 10 years from date of purchase
- Equipment transfer
  - Between eligible schools for first 5 years
  - Do not have to notify USAC
  - Update internal inventory list when move occurs
  - After 5 years, items can be disposed of, sold, transferred, etc. or moved to a NIF.



# Form 498



- List all banking process information
- Is it up to date?
  - Current Bank Account
  - Current Bank Routing Number
- Have you checked it lately??
- Will require Sam.gov UEI if changes are made
- <u>https://www.usac.org/e-rate/applicant-</u> process/invoicing/obtain-an-applicant-498-id/



# Form 500

500	

- Adjusting Approved Funding
- When to file
- <u>https://www.usac.org/e-rate/applicant-process/before-youre-done/fcc-form-500-filing/</u>



# Form 500 – Adjusting Approved Funding

- Requests specific changes to your funding commitments after USAC issues your FCDL, such as:
  - Extending the contract expiration date listed on FCC Form 471.
  - Changing the service start date listed on FCC Form 486.
  - Cancellation or reduction of a Funding Request Number (FRN).
  - Requesting an extension of the deadline for delivery of non-recurring services.
- FCC Form 500 for Category Two funding reductions
  - If you do not use all of the Category Two funding commitment, you can submit FCC Form 500 to return funds committed but not invoiced to your five-year Category Two budget.
- FCC Form 500 for FY2016 and forward:
  - File and certify in EPC.
- NOTE: If you do not use all of a Category Two funding commitment, file an FCC Form 500 to return committed funds and attach a spreadsheet with a detailed allocation for all of your affected entities.



#### Form 472 - BEAR



- Applicant Reimbursement
- Filed in EPC
- Filed at applicant determined intervals
- <u>https://www.usac.org/e-rate/applicant-process/invoicing/fcc-form-472-filing/</u>



### **BEAR / SAM.GOV**

- EPC E-Rate Invoice
- Waffle Icon EPC Invoice
- Sam.gov
  - Renewed annually
  - UEI will be required in EPC
  - Replacing DUNS



### **BEAR Changes**

#### Scope of Changes:

Universal Service Administrative Co.

USAC is integrating its current legacy invoicing applications into EPC to give external users a single platform to conduct all their E-Rate transactions.

#### What is Changing?

- How/where system access is established
- Invoice creation, submission, and certification
- Service Provider Annual Certification (SPAC)
- Publicly visible fields
- ✓ Notification letters via EPC News tab and email
- Invoice-related outreach conducted in EPC
- Legacy system access
- Invoice submission for FY2015 and earlier
- Access to invoices processed in Legacy

#### What is Not Changing?

- Invoicing processes and rules
- Disbursements will still occur on a twiceweekly basis
- BEAR Remittance Statement emailed to General Financial Contact on FCC Form 498
- FY2015 and earlier notification letters will still be sent through USPS
- FY2015 and earlier invoice-related outreach sent via traditional email



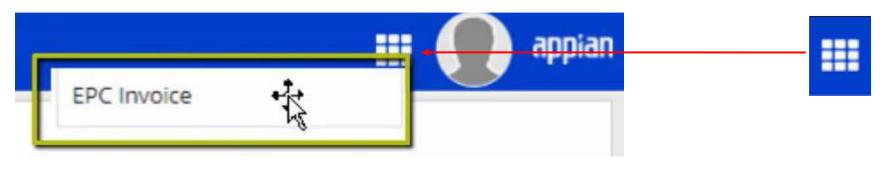
### **EPC Change - BEAR**

Dashboard change in EPC for BEAR

• No middle option into Legacy BEAR system



 Instead, when logging into EPC, there will be a (waffle) symbol in the upper right of the Landing Page as well as EPC E-Rate Invoicing link in menu selection.



Funding Request Report   FCC Form 470   FC	Form 471   FCC Form 486   Appeal   IDD Extension   FCC
Form 500   SPIN Change   Service Substitution	n   Manage Users   Manage Organizations   EPC E-Rate
Invoicing   USAC Website   Contact Us   Help	



## **BEAR Changes**

- Only AA can grant BEAR Access Permission
- Tabs for submitted forms, pending tasks or pending inquiries
- Can enter multiple FRNs and multiple SPINS on same BEAR
- Ability to upload vendor invoices with BEAR
- Real-time status on reports by FRN line item
- Ability to see date BEAR was paid
- Better invoicing decision explanations
- Error Checks
- All invoicing outreach and communications will be conducted through the portal
- No Old BEAR was moved into new access must contact CSC for information



### **Invoicing Communications**

Notification Type	Description	Generated	Method of Delivery
Invoice Pending Certification	Notification that an invoice requires certification by a Full Rights user	A Partial Rights user creates an invoice and sends it to a Full Rights user to certify	<ul> <li>Create FCC Form 472/474 task in My Pending Tasks tab assigned to Full Rights users</li> <li>Email alert to Full Rights user that a new task has been assigned</li> </ul>
Information Request Received from USAC for an Invoice Line	Notification that an invoice line has an inquiry form USAC that requires a response	A USAC reviewer sends new communication regarding an invoice line	<ul> <li>Email to Partial and Full Rights users with invoice permissions for the BEN/SPIN</li> <li>Invoice Line Number listed for Full Rights users in My Pending Inquiries tab</li> </ul>
Deadline Extended for Response to Information Request	Notification that additional time has been granted to respond to an inquiry for an invoice line	A USAC reviewer updates the response due date for an invoice line that was granted an extension	<ul> <li>Email to Partial and Full Rights users with invoice permissions for the BEN/SPIN</li> <li>Invoice Line Number listed for Full Rights users in My Pending Inquiries tab</li> </ul>
BEAR Notification Letter* (Applicant)	A letter notifying users that an invoice line or lines submitted using the BEAR mode have been processed	After each payment file batch is run, typically at the end of every Monday and Thursday	<ul> <li>Email to all users with invoice permissions for the BEN</li> <li>News post visible to all users with invoice permissions for the BEN</li> </ul>
BEAR Remittance Statement* (Applicant)	A letter notifying users of the amount approved for payment for a processed invoice line or lines	After each payment file batch is run, typically at the end of every Monday and Thursday	<ul> <li>Email to General Financial Contact listed on FCC Form 498</li> <li>News post visible to General Financial Contact on FCC Form 498</li> </ul>
Applicant QDR* (Applicant)	A quarterly summary of disbursement activity for a particular BEN number for invoice lines submitted using both the BEAR and SPI mode	At the end of every quarter (Jan, Apr, Jul, and Aug) if the BEN has invoicing activity that quarter	<ul> <li>Email to all users with invoice permissions for the BEN</li> <li>News post visible to all users with invoice permissions for the BEN</li> </ul>
Invoice Status Report (Service Provider)	A report of the validation status of all certified invoice lines associated with the SPIN number that have been through invoice data validation	After each payment file batch is run, typically at the end of every Monday and Thursday	Email to all users with invoice permissions for the SPIN
SPI Remittance Statement** (Service Provider)	A letter notifying users of the amount approved for payment for a processed invoice line or lines	After each payment file batch is run, typically at the end of every Monday and Thursday	<ul> <li>Email to Remittance Statement Contact listed on FCC Form 498</li> <li>Visible in the E-File Portal to Remittance Statement Contact on FCC Form 498</li> </ul>
ESPI Upload Ready for Review (Service Provider)	Notification that the validation results for an ESPI file upload are ready to be reviewed by a Full Rights user	The automated file format validation process for an ESPI file upload is complete in EPC	<ul> <li>Email to the Full Rights users who uploaded the ESPI file</li> <li>Review ESPI Upload Result task in My Pending Tasks tab assigned to the Full Rights user</li> </ul>



#### **New BEAR**

Invoicing Dashboard		. 64.14			
Francis Fullrights	ter				
	My Organization	My Forms and Requests	My Pending Tasks	My Per	nding Inquiries
A Search S. Applicant Entities	My Organization SEARCH	My Forms and Requests	My Pending Tasks	My Per	nding Inquiries
A, Search SL Applicant Entities REN		My Forms and Requests	My Pending Tasks	My Per	

Invoicing Dashboard				III 🕘 🖬 💷
FCC Form 472				
				GNB Number 3060-0856 Form 472
Basic Information	Invoice Line Item Summary	Preview		Centify Form 472
Little Red School District (BEN: 170320	76)			
Billed Entity Information				
Little Red School District	Billed Entity Number: 17032076		Applicant FCC Form 498 ID: *	
123 Main Street	FCC Registration Number: 1111111111		Plaine select an PCC Parm 498	
Springfield, NY 11111	Applicant Type: School District			
111-111-1111				
Invoice Nickname				
Please enter an invoice nickname here: *				
				0/35
Contact Information				
Are you the main contact person?				
YES NO				
				Manager and a second second second
DISCARD FORM				SAVE & CONTINUE



#### **New BEAR**

Invoice Line Item Number	FCC Form 47	1 Application Number	Funding	g Request Number (FRN)	Billing Frequency (FRN)	
			No items available	6		
BACK DISCARD FORM					+ ADD LINE ITEM	emove line it
	Select Funding Year	N.				
	Select FRN					
	Please select a row to auto	-populate the form details	below.			
	the form details below.					
select a row to auto-populate	Funding Request Number (FRN)	Funding Request Nickname	Funding Request Amount	Service Provider Identification Number(SPIN)	Service Provider Name	Discou Rate
t FRN select a row to auto-populate Form 471 Application nber	Funding Request Number				Riding Hood Communications	Discour Rate 80%



#### **New BEAR**

#### Add New Invoice Line

Form 471 Application Number 221039440	Funding Request Number 2299058983
Billing Frequency *	Total Undiscounted Amount for Service •
Monthly	Please enter the amount to invoice USAC
Use this field for recurring services. The date entered should be the date of the first vendor invoice related to the services included on this line item.	Discount Amount Billed to USAC
Customer Billed Date Por recurring services	(Total Undiscounted Amount For Service * Discount Rate)
Shipping Date to Customer or Last Day of Work Performed 😯	
For one-time purchases (C2) services	
upporting Documentation	
UPLOND Continue Optional: Upload vendor invoices or explanation of BEAR, if needed	



#### **Invoicing Dashboard**

Application Type     FCC Form 472     SEABCH     APPCANON STATUS     Certified       0. Sound RCC Form 472     SEABCH     APPCANON STATUS     Certified       BEN     BEN Name     FCC Form 472 Number     FCC Form 472 Number     FCC Form 472 Number       12345     PUBLIC SCHOOL 1     BEAR202211111     School C2	© * CC Form 472 Status	Certified By	۳ - Certified On	
BEN         BEN Name         FCC Form 472 Number         FCC Form 472 Nickname         FCC Form 472 Nickname           12345         PUBLIC SCHOOL 1         BEAR202211111         School1internet	CC Form 472 Status	Certified By	- Internet	
	Certified			
12345 PUBLIC SCHOOL 1 BEAR202222222 School C2	Contra la contra	Jane Doe	11/15/2022 12:49 PM EST	
	Certified	Jane Doe	11/10/2022 12:49 PM EST	
12545 PUBLIC SCHOOL 1 BEAR202233333 internet1	Certified	Jane Doe	8/10/2022 12:49 PM EST	
12345 PUBLIC SCHOOL BEAR202233333 internet2	Certified	Jane Doe	8/10/2022 12:49 PM EST	
			4 items	
Line Items				
Invoice Line Item † Funding Request Number	Disc	count Amount	t Billed to USAC	Invoice Line Statu



#### **BEAR Permissions**

- No USAC request needed
- BEAR permission located on User Permission page
- If user already had BEAR permission credentials should have moved into EPC access
- If not, AA will have to add BEAR permission



### **E-Rate Audits**

#### 3 Types

#### Pre-Commitment Audit – Selective Review

- Often a competitive bidding review
- Requires all winning/losing bids, vendor correspondence, bid evaluation
- Completed by separate team outside of PIA review
- If you pass SR, then application goes to PIA review

#### PQA Assessment Audit

- Random FRNs selected among disbursements for certain "window"
- Requires nearly all same documentation to be submitted as larger BCAP audit but for a FRN, not all FRNs in a funding year
- ~350 per year
- Used to determine 'Improper Payment Rate' for entire E-Rate program

#### BCAP Audit

• Large audit of all FRNs in a funding year



### **Questions???**





## **The Portal**







# **E-Rate Productivity Center (EPC)**

- Account Administrator Updates
- Account Administrator Roles
- Create User
- Student Counts
- Parent / Child Changes
- Profile Changes
- C2 Budget Section
- Examples



### **EPC** Dashboard

Sign Out

#### Dashboard

Universal Service

Administrative Co.

lbray@mde.k12.ms.us 🗸

(i) In accordance with the Supply Chain orders, new certifications have been added to the following forms: RHC - FCC Form 463 and the Telecom invoice, E-rate - FCC Form 473, X and High Cost & Lifeline - FCC Form 481. Service providers are required to submit these annual certifications. For additional information, visit the USAC Supply Chain page.

💾 Upcoming Dates	Schools and Libraries	^	Help?
No upcoming dates found.	E-rate Productivity Center (EPC) - E-rate Program participants use the E- rate Productivity Center to manage program processes, receive notificatio and to contact customer service.	ns	Send us a message Click here Call us (888) 641-8722
	Emergency Connectivity Fund (ECF) - Emergency Connectivity Fund participants use the ECF Portal to submit applications for reimbursement and review notifications regarding their program activities.		(000) 011 0122



## **Account Administrators**

- Every parent organization (independent school, independent library, school district, library system, consortium) in EPC needs an account administrator.
  - Consultants and service providers also need account administrators for their EPC accounts.
  - Account administrators can:
  - Create new users.
  - Modify the rights of existing users.
  - Modify information about their organization.
  - Link or unlink their organization to consulting firms and consortia.
  - Modify (change) the account administrator.



## **Account Admin Updates**

- Are you the account admin?
- Go to Landing Page and select school district name
- Review summary page to confirm name:

#### My Landing Page



	#116 - School District 6		CREATE A	NEW USER	ADD OR REVIOU	E EXISTING USERS	MANAGEU	ISER PERMISSIONS	
	Summary Customer Service Modifications	Additional information	Discount Rate	Contracts	ACC Forms	FRN Appeals	News	Related Actions	
$\mathbf{i}$	Organization Details								
	Name: School District 6			Applicant	Type School D	strict			
	Entity Number 116			5	tatus Active				
	FCC Registration 1234564560 Number								
	Contact Information								
	Physical Address 100 Main Street			Phone Nut	mber 555-555-	7878			
	Springfield, ME 04487				imail school.di	stricts.user1@ma	inator.com		
	Mailing Address 100 Main Street Springfield, ME 04487			Website	URL				
×	Account Administrator Name School District & User 1	<<< Curren	t Accou	nt Ad	ministr	ator			

• If not accurate call: Client Service Center @ 1-888-203-8100



# **Managing Users**

• From your landing page, choose Manage Users.

My Applica	nt Landing Page			
	-uat versal Service ninistrative Co.	Appeal   IDD Extension	rt   FCC Form 470   FCC Form 471   FCC Form 486     ECC Form 500   SPIN Change   Service Users Manage Organizations   USAC Website	
Welcome, Library System	13001!			
Pending Inquir	ies			
Туре	Select a Type	•	Application/Request	Enter an Application/Request ID or Nickname
Funding Year	Select a Funding Year	•		



### **User Permissions - 472**

ome Insert Design	Layout References Mailings	Review View Develo		e what you want to do					
			oper Actobac y tern	e what you want to do					
4.0 400 0.1 0.4	1		10 04 04 08 080		a an in in in a	- 4		ter en en en en en	
900 - 200 - 108 - 108									
11111 - ABC	SCHOOL DIST	RICT							
ummanu Customer Sen	rice Modifications Additional I	Information Discourt Ra	re Category Two Rudger	Contracts FCC Fo	rms FRN Anneals New	Related Actions			
annory costonic serv		ing metalling big back in a	category mo douger	conducts (Accid	ina minappeas nen	S INDIDES PROVIDE			
Manage Use	er Permissions								
Organization De	tails								
Name A	BC SCHOOL DISTRICT					11111			
	23 Main Street				Number				
	PRINGFIELD, NY 11111 Iew York				Organization Type				
Mailing Address 12					Phone Number	111-111-1111			
SP	PRINGFIELD, NY 11111 lew York				Email				
User Permission	IS								
in the table below, you can	designate the permissions that you	wish to give to each of your	users for the various tasks ;	ou can complete in the p	ortal. This table will continue	to grow as more functionality cor	nes online.		
Full rights users can st	art, complete, submit and certify for	ms.							
· Partial rights users can	n start and enter data in the form, bu	ut cannot submit and certify							
	nly see forms created by other peopl brary Officials can start, complete, su			ves.					
<ul> <li>Form 498 General Final</li> </ul>	ancial Contacts can start, complete, a	and submit Forms 498, but c	annot certify new or update						
<ul> <li>Post-Commitment Full</li> </ul>	l and Partial rights user can start, con	nplete, and submit Spin Cha	ange and Service Substitutio	n requests. Post-Commit	ment View Only rights can view	w the submitted Spin Change and	Service Substitution requ	iests.	
Name	Email	Apply All	470 Permission	471 Permission	472 Permission	498 Permission	Post-Commitment Permission	486 Permission	Appeals Permission
Althea Smith	asmith@ABCschooldistrict.net	-	Full	Full	• Full	School or Library Official	Full	- Full	• Full
ROBERT SMITH	rob@ABCschooldistrict.net		Full	Full	- Full	No Access	Full	+ Full	• Full



# **Child / Parent Information**

#### Independent school/school district student counts

- Review the student counts for each of your schools and update as necessary.
- USAC collects two student counts:
  - The first, for the purpose of calculating the discount, is reported at the individual school level.
  - The second, for the purpose of calculating the Category Two (C2) budget, can be reported at the individual school level or at the school district level. This count is fixed for the five-year cycle and will not need to be updated until FY2026, unless you choose to do so.
- For each new school entity that is currently missing in your organization's profile, USAC must create the entity for you.



# **Entity Profile Changes**

- Parent and child entity attributes section now consistently labeled **Applicant Information**
- Layout improved for readability
- New section added for C2 Budget Information for both schools and libraries
- Student counts for school districts
  - Entered separately for discounts and C2 budgets
  - School districts can enter one number on the school district profile for C2 budget purposes.



## **Parent Update Information**

• From the landing page, click the parent entity name, either from the Welcome message at the top of the page or the first entry in the **My Entities** 

section.	My Applica	Training versal Serv ninistrative	ice			Funding Request Report Form 500   SPIN Change Help	FCC Form 470   FCC   Service Substitution	Form 471   FCC Forn   Manage Organiza	n 486   Appeal   IC tions   USAC Web	DO Extension   FCC
	Pending Inquir									
	and the state of the state of the	e - Sanct a Type - •				Application/Request - Brew an Application-Request (D or Noteware -			é	
	Funding Year	Funding Year - Simon a Aurulary Vinar -								
									APPLY PRIZES	CLEAR PILTERS
	Pending COMID Insuiries	are not included.								
	Application/Request N	lumber	Туре	Nickname	Inquiry Name	Outreach Type	Date Sent	Due Date	I Extn.	Status
					No item	s available				
	Notifications									
	Notification Type					Status 🛛 🕻	O All     Generated			
	Funding Year					<ul> <li>Not Generated</li> </ul>				
	Notification		Description		Issued Date	Generated By		Generated On	ě	
					No.tem	s available				
	My Entities									
	Entity	100		Entity N	lumber	City		State	Zip Code	
	School District 400100			17908		Weshington		DC	20005	
	School 1 In District 400	100		18005		DC		DC .	20005	
	School 2 in District 400	100		18007		DC		DC	20005	
	School 3 in District 400	100		19008		DC		DC	20005	



## **Parent Entity Profile**

• You can then update many of the fields in the organization's entity profile.

Hecords / Applicant Entities #17308 - School District 400100	
Summary Customer Service Modifications Additional Information Discount Rate Contract	s FCC PASS FRN Appeals News Related Actions
Modify An Organization	
Name *	Organization Type
School District 400100	Applicant
Physical Address	
Address Line 1 *	Zip Code *
700 12th St NW #900	20005
Address Line 2	Zip Code Extension
City *	County *
Washington	Please select a County
State *	Please ensure that the address, city, state, and zip code are correct
DC -	



## **Child Entity Profile**

#### • From the landing page's **My Entities** section, click the child entity name.

My Applicant La Trai Universal Administr Vercome, School Diorica 400100 Pending Inquiries Type Funding Teer	Service ative Co.		Funding Request Report Form 500   SPIN Change Help	Service Substitution (	Manage Organizat	bans   USAC Wefa	O Extension   FCC ite   Contact Us
round the Control	room given -					APPLY FILTERS	CLEAR FILTERS
Pending COMAD Inquiries are not inc Application/Request Number		ickname Inquiry Name	Outreach Type	Date Sent	Due Date	I fata.	Status
		teo nem	avellatie				
Notifications							
Notification Type	nya eselue		Status @ O	All Generated			
Funding Year	Analy tax -			Not Generated			
Notification	Description	Description Issued Date		By Generated		2m	
		No item	avalatie				
My Entities							
Entity		Entity Number	City		State	Zip Code	
School District 400100		17308	Weshington		DC	20005	
School 1 In District 400100		18006	DC		DC	20005	
Schwai J in District 400100	-	18007	oc		DC	20005	
School 3 in District 400100		18008	DC .	13	pc	20005	



# **Child Entity Profile**

- From the child entity profile, click **MANAGE ORGANIZATION**.
  - You can then update the child entity in the same way you updated the parent entity.

#18000 - 50	chool 1 In District 40	0100				MANAGE ORGANIZ
Summary Additio	nal Information Category Two Budget	Contracts	FCC Forms	News	Related Actions	
Organization	Details					
Name	School 1 In District 400100				Applicant Type	School
Entity Number	18006				Status	Active
FCC Registration Number						
Contact Inform	mation					
Physical Address	700 12th St NW #900				Phone Number	123-456-7890
	DC, DC 20005 District Of Columbia				Email	s1_in_sd_400100@testmail.usac.org
Mailing Address	700 12th St NW #900 DC, DC 20005 District Of Columbia				Website URL	
Applicant Attr	ibutes					
Latitude	Not Found				User-Entered	
Longitude	Not Found				Latitude	
Urban/Rural Status	Not Found				User-Entered Longitude	
School Sub-Type	Public School				User-Entered	Rural
	Private School	Private School Urban/Rural Star	Urban/Rural Status			
	Pre-K				Community	No



- Solicitation or receipt of gifts by applicants from service providers and potential service providers and vice versa is a competitive bidding violation.
- Rules apply to everyone participating in the E-Rate whether public or private, and whether operating at the local, state or federal level.
- Must always follow FCC rules. May also need to comply with additional state/local requirements. If those provisions are more stringent than federal requirements, failure to comply with them will be a violation of FCC rules.



#### **Gift Rule Prohibitions**

- Gift prohibitions are applicable year-round, not just during the competitive bidding process
- Prohibition including soliciting and receiving any gift or thing of value from an applicant or a service provider participating in or seeking to participate in the E-Rate.
- Service providers may not offer or provide any gifts to applicant personnel involved in the E-Rate or vice versa.



#### Gift Rule Exceptions Examples

- "Modest refreshments not offered as part of a meal, items with little intrinsic value intended for presentation, and items worth \$20 or less, including meals, may be offered or provided , and accepted by any individuals or entities subject to this rule, if the value of these items received by any individual does not exceed \$50 from one service provider per funding year." See 47 C.F.R. § 54.503(d)(1).
- Single source =

all employees, officers, representatives, agents, contractors, or directors of the service provider.



#### Gift Rule Exceptions Examples

• A Service Provider has offered a school district employee lunch at a local sandwich shop three times during the course of the year. The value of the school district employee's meal is \$9 each time. The total value of the gifts is \$27. No other gifts are received by this employee from this provider. The meals fall in the \$20 per instance and \$50 per year exception and there is no rule violation.



#### Gift Rule Exceptions Examples

 A school employee and his spouse are invited by a service provider to attend a play, tickets to which have a face value of \$30 each. The aggregate market value of the gifts offered on this single occasion is \$60, \$40 more than the \$20 amounts that may be accepted for a single event or presentation. The employee may not accept the gift of the evening of entertainment. He and his spouse may attend the play only if he pays the full \$60 value of the two tickets.



#### **Gift Rule Exceptions Examples**

- A service provider's spouse is the town librarian. The service provider employee may give the librarian a birthday gift exceeding \$20, as long as it is not reimbursed by the company and is being given based on their personal relationship.
- Three service provider employees invite a tech director to join them at a golf tournament at their company's expense. The entry fee is \$500 per foursome. The tech director cannot accept the gift even though he has an amicable relationship with the service provider employees. Since the fees are paid by the company, it is the business relationship, not the personal relationship that is the motivation behind the gift.



# **Gift Rules – Charitable Donations**

- Gift rules are not intended to discourage charitable donations as long as the donations:
  - Are not directly or indirectly related to E-Rate procurement activities or decisions, and
  - Are not given with the intention of circumventing competitive bidding or other FCC rules



## **Gift Rules – Charitable Donations**

- Allowable Charitable Donations
- Paid-for-exchange services at market rates, such as the purchase of advertising space, is neither a gift nor a charitable donation as long as it is not intended to influence the competitive bidding process.
  - For example, service providers purchasing advertising space on the high school football score board, for which they pay market rates, would not cause any violations.



# **Charitable Donations**

- Potentially Allowable Charitable Contributions
- Cash, equipment, including sporting, musical or playground equipment, may be permissible if they benefit the school or library as a whole and broadly serve an educational purpose.
  - For example, a donation of books for a literacy campaign, given to a school by an E-rate service provider, would be acceptable donation that benefits the school and broadly serves an educational purpose.



# **Charitable Donations**

- Gifts solicited or accepted indirectly
- "A gift which is solicited or accepted indirectly includes a gift: (1) Given with the employee's knowledge and acquiescence to his parent, sibling, spouse, child, or dependent relative because of that person's relationship to the employee, or (2) Given to any other person, including any charitable organization, on the basis of designation, recommendation, or other specification by the employee except as permitted for the disposition of perishable items or payments made to charitable organizations in lieu of honoraria." See 5 C.F.R. § 2635.203(f).



# **Charitable Donations**

- Gifts solicited or accepted indirectly
- Donations made indirectly through a third party, such as a non-profit, would be prohibited if the organization is used as a shell to disguise a directed gift.
  - A service provider directing its foundation to provide a cash donation equal to the value of the applicant's non-discount share is a prohibited donation.
- Service provider cannot direct the donation and must relinquish control of the gift once provided to a non-profit.



- Gifts solicited or accepted indirectly
- Example:
  - An employee who must decline a gift of a personal computer pursuant to this rule may not suggest that the gift be given instead to one of five charitable organizations, whose names are provided by the employee.
  - A service provider cannot donate computers to raffle with the caveat that they go to E-Rate recipients, or specific individuals or schools, or a subset of schools and libraries.



# **Gift Rules – Charitable Donations**

- Not Allowable
- Donations given for the purpose of influencing the competitive bidding process are rule violations.
  - Donations could either be directly from the service provider or solicited or accepted indirectly through a non-profit organization.



- Unallowable Charitable Contributions
- Donations given for the purpose of influencing the competitive bidding process are rule violations.
  - Donations could either be directly from the service provider or solicited or accepted indirectly through a non-profit organization.



- Unallowable Charitable Contributions
- Service providers cannot offer special equipment discounts or equipment with service arrangements to E-rate recipients that are not currently available to some other class of subscribers or segment of the public.
  - Free phone/tablet with purchase of service contract must be available to non-E-rate customers as well
- Donations to cover the applicant's non-discount share



- Unallowable Charitable Contributions
- Equipment for a specific individual or group of individuals associated with or employed by an E-Rate participant.
  - Service provider may not give a gift to a teacher who helps draft a district's technology plan, even if that teacher does not ultimately help select the E-Rate service provider.



#### • Prizes

- Raffle tickets, prizes, or door prizes that have a retail value of over \$20 violate the gift rules unless the event is open to the public.
  - "Open to the Public" means the event is free of charge and that members of the public at large typically attend such a gathering.
    - State Fair would qualify
    - State District IT Directors meeting would not qualify



- Widely Attend Gatherings
- "Widely attended gatherings" allow for free attendance and meals or refreshments at that event. See 5 C.F.R. § 2635.203(g)
  - Gathering is widely attended if:
    - Employee's attendance must be in the interest of the agency (i.e. school or library) and further its programs and operations, and
    - It is expected that a large number of persons will attend, and
    - Persons with a diversity of views or interests will be present.



- Conferences Permissible Actions
- Food, refreshments, instruction and documents given to all attendees at Widely Attended Gatherings are permissible.
- Trainings offered by state, regional or local government bodies or non-profits or trade associations that include those bodies are not considered vendor promotional training
  - Vendor promotional training means training provided by any person for the purpose of promoting its products or services. See 5 C.F.R. § 2635.203(g)



- Conferences Permissible Actions
- Service providers can host, sponsor, or conduct E-rate training, as long as they do not provide any gift that exceeds the gift exceptions
  - Service providers cannot help with preparation or completion of forms, or determining the services listed on the FCC Form 470 and/or RFP.



- Conferences Impermissible Actions
- Training or conference regarding one or few vendors services would not meet the definition of a Widely Attended Event even if many people attended.
  - Travel expenses, lodging, meals, and entertainment associated with the event would be considered gifts and therefore violations.
  - Free attendance when it would otherwise cost to attend is also a violation.
- Meals at a Widely Attended Gatherings not provided to all attendees would be subject to gift limits



- Conferences Registration Fees
- Service providers can offer an "educational discount" on the attendance fee to a Widely Attended Event as long as it is available to all employees of schools and libraries.
- Applicants cannot accept free attendance, paid by a service provider, even if the school or library has assigned the employee to attend the event.
- A Service provider cannot pay for or reimburse expenses for an applicant to speak at a conference on behalf of that service provider, or in any other setting, e.g. newspaper or magazine.



# Links

- Mississippi E-Rate Page <u>https://www.mdek12.org/OTSS/e-rate</u>
- E-Rate Central <u>https://e-ratecentral.com/</u>

#### **USAC Information**

- Website <u>http://usac.org/sl</u>
- EPC Portal <u>https://forms.universalservice.org/portal/login</u>
- Client Service Center (CSC) 1-888-203-8100



#### Questions???





# Where to Go For Help

#### **State E-Rate Coordinator**

- Lee Bray - 601-359-5544 / lbray@mdek12.org

#### **Client Service Center**

- Call 1-888-203-8100
- They are extremely knowledgable and can see the "backend"

#### USAC's EPC Website: www.usac.org/sl

- Contains FAQs
- User Guides
- Video Tutorials

