

Determination of Conflict of Interest

To serve as a surrogate parent for _____, you must not have an interest that conflicts with the interest of the child you are representing. In order to determine whether or not a conflict of interest exists, please answer the following questions by checking either "Yes" or "No":

1. I am currently an employee of the Texas Education Agency.
 YES NO

2. I am currently an employee of a school district.
 YES NO

3. I am currently an employee of an agency that is providing educational services or care to the child.
 YES NO

4. I have no personal or professional interest that conflicts with the interest of the child.
 YES NO

If the answer to any of the questions is "Yes," then a conflict of interest between your interests and the interest of the child may exist. Therefore, you may not serve as a surrogate parent for the child assigned.

Note:

Foster parents may act as a parent of a child with a disability, in accordance with **34 CFR 300.30**, if he/she complies with the requirements relating to foster parents including the completion of the surrogate training program.

Effective October 13, 2006 the federal regulation concerning surrogate parents eliminated the option of an employee of a nonpublic agency that provides only non-educational care for the child to serve as the child's surrogate parent. *Therefore, an employee of a residential facility cannot serve as the surrogate parent for students residing within the RF.* (Source: 70 Federal Register 35809, the U.S. Dept. of Education or Texas RF Monitoring Manual pg. 22)

Signatures of:

Surrogate Parent: _____ Date: _____

District / Facility Representative: _____ Date: _____