Affirmation of Consultation and Agreement with Private School Officials

Section 1117(b) and 8501(c) of the ESEA, as amended by ESSA, require that timely and meaningful consultation occur between the local education agency (LEA) and private school officials prior to any decision that affects the opportunities of eligible private school children, teachers, and other educational personnel to participate in programs under this Act, and shall continue throughout the implementation and assessment of activities under this section.

Required Consultation Topics

# The following topics must be discussed during the ongoing consultation process:

* how the children’s needs will be identified;
* what services will be offered;
* how, where, and by whom the services will be provided;
* how the services will be assessed and how the results of that assessment will be used to improve those services;
* the size and scope of the equitable services to be provided to the eligible private school children, teachers, and other educational personnel, the amount of funds available for those services, and how that amount is determined;
* for Title I-A, the method or sources of data that are used to determine the number of children from low-income families residing in participating Title I-A school attendance areas who attend private schools;
* how and when the district will make decisions about the delivery of services to such children, including a thorough consideration and analysis of the views of the private school officials on the provision of services through a contract with potential third-party providers;
* how, if the district disagrees with the views of the private school officials on the provision of services through a contract, the district will provide in writing to such private school officials an analysis of the reasons why the district has chosen not to use a contractor;
* whether the district shall provide services directly or through a separate government agency, consortium, entity, or third-party contractor;
* whether to provide equitable services to eligible private school children—
  + by creating a pool or pools of funds with all of the funds allocated based on all the children from low-income families in a participating school attendance area who attend private schools; or
  + in the district’s participating school attendance area who attend private schools with the proportion of funds allocated based on the number of children from low-income families who attend private schools;
* when, including the approximate time of day, services will be provided; and
* whether to consolidate and use funds provided in coordination with eligible funds available for services to private school children under applicable programs to provide services to eligible private school children participating in programs.

Participation in Services

## Federal Program(s) offering services to Private School

Private school officials may choose not to participate in one or more Titles under this Act. Programs in which the private school intends to participate with the district:

**Title I, Part A -** Improving basic programs operated by LEAs

**Title I, Part C** - Education of migratory children

**Title II, Part A -** Supporting effective instruction

**Title III, Part A-** English language acquisition, language enhancement, and academic achievement

**Title IV, Part A - S**tudent support and academic enrichment

**Title IV, Part B -** 21st Century Community Learning Centers

Private School Verification

**We agree that timely and meaningful consultation occurred before the district made any decision that affected the participation of eligible private school children, teachers, or parents in the ESEA programs, and that all required topics were addressed.**

**Yes**

**No** *(explain)*

Public School Official:       Date:

Signature:

Name of School District:

Private School Representative:       Date:

Signature:

Name of Private School Agency or School:

The district must maintain an affirmation of consultation with each private school consulted in its records and upload a copy to the district’s ESEA Consolidated Application in the Grants Management System (GMS).