

Attachment A

AFFIRMATION OF CONSULTATION WITH PRIVATE SCHOOL OFFICIALS

*SAMPLE FORM

Title IX, Part E, Section 9501(c) and Title I, Part A, Section 1117(b) and regulation §200.63 of the Every Student Succeeds Act 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 schools 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.

The following topics **MUST** be discussed during the ongoing consultation process:

- How the LEA will identify the needs of eligible private school children.
- What services the LEA will offer to eligible private school children.
- How and when the LEA will make decisions about the delivery of services.
- How, where and by whom the LEA will provide services to eligible private school children, including a thorough consideration and analysis of the views of the private school officials on the provision of services through a contract with a third-party provider.
- How the LEA will academically assess the services that the LEA will provide to eligible private school children and, consistent with §200.10 and how the LEA will use the results of that assessment to improve Title I services.
- The size and scope of the equitable service that the LEA will provide to eligible private school children and, consistent with §200.64, the proportion of funds that will be allocated to provide these services.
- The method or sources of data that the LEA will use under §200.78 to determine the number of private school children from low-income families residing in participating public school attendance areas, including whether the LEA will extrapolate data if a survey is used.
- The equitable services the LEA will provide to teachers and families of participating private school children.
- If the LEA disagrees with the views of the private school officials on the provision of services through a contract, the LEA must provide in writing why the LEA chooses not to use a contractor.
- The process for determining the proportionate share of allocated funds.
- The method for providing services (directly or through other means such as a third party contact; school-by-school basis or pooling funds)
- The timing of services (approximate time of day they will be provided).
- Whether or not Title I, Part A funds should be consolidated with, and in coordination with, funds from other ESEA programs in which equitable services also apply.

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We agree that timely and meaningful consultation occurred before the LEA made any decision that affected the participation of eligible private school children in the Title I, Part A program.

Public School Official	Date	Private School Representative	Date
School District		Name of Private School Agency or School	

We agree that timely and meaningful consultation did NOT occur before the LEA made any decision that affected the participation of eligible private school children in the Title I, Part A program.

Public School Official	Date	Private School Representative	Date
School District		Name of Private School Agency or School	

The LEA must maintain a copy of this form in its records, provide a copy to the designated ombudsman and SEA.

*** This is not an official Department of Education document. It is provided only as an example.**