

**AFFIRMATION OF CONSULTATION  
WITH PRIVATE/NON-PUBLIC SCHOOL OFFICIALS**

SAMPLE FORM for USE by LEAs

Title IX, Part E, Section 9501 (c) and Title I, Part A, Section 1120(b) and regulation §200.63 of the No Child Left Behind Act require that timely and meaningful consultation occur between the local education agency (LEA) and Private/Non-Public school officials prior to any decision that affects the opportunities of eligible Private/Non-Public 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.

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

- How the LEA will identify the needs of eligible Private/Non-Public school children.
- What services the LEA will offer to eligible Private/Non-Public 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/Non-Public school children, including a thorough consideration and analysis of the views of the Private/Non-Public school officials on the provision of services through a contract with a third-party provider.
- How the LEA will assess academically the services to eligible Private/Non-Public school children in accordance 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 services that the LEA will provide to eligible Private/Non-Public 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/Non-Public 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/Non-Public school children.
- If the LEA disagrees with the views of the Private/Non-Public school officials on the provisions of services through a contract, the LEA must provide the Private/Non-Public schools the reasons in writing why the LEA chooses not to use a contractor.
- The opportunity of the Private/Non-Public/Non-Public School to file a complaint against any decision made by the LEA in relation to the Title I program.
- The process for evaluating the effectiveness of the Title I program at the Private/Non-Public School.

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

\_\_\_\_\_  
Public School Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
Private/Non-Public School Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
School District

\_\_\_\_\_  
Name of Private/Non-Public School

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