

**2024-2025
Program Monitoring Validation (PMV)**

**LEAs Providing Private Nonprofit (PNP) Equitable Services:
Timely and Meaningful Consultation**

November 2024

**Texas Education Agency
Federal Program Compliance Division**

1. This presentation is intended solely to provide general information and guidance to Texas LEAs, ESCs, non-profit subgrantees, and participating Private Schools receiving equitable services. The content in this presentation reflects the Texas Education Agency's current understanding of statute and applicable federal guidance.
2. The content of this presentation is subject to change as a result of future guidance and or other updates provided by federal agencies with regulatory oversight of these programs.
3. This presentation does not constitute legal advice, and entities are, therefore, advised to seek legal counsel regarding the information and guidance provided in this presentation before acting upon the information provided.

Program Requirements Selected



Documenting overall compliance for a program requirement may require several forms of documentation to be maintained locally and available upon request by TEA and/or an auditor.

Program Requirements Selected



To ensure overall compliance with program requirements, LEAs should refer to the Program Guide and/or other program-related resources that reference the multiple forms of documentation required to be maintained locally.

Program Requirements Selected



The documentation requested for submission during the random validation process may not include all forms of documentation that are required to be maintained locally.

Meeting Documentation

Documentation for virtual meetings is acceptable.



Given the increased use of virtual meeting environments, participant rosters that include the meeting title, meeting date, and stakeholder names and roles would be acceptable substitutes for the more traditional sign-in sheets. This eliminates the need of a participant signature.



ESSA Statutory Requirement – Title I, Part A, PNP Timely and Meaningful Consultation

Title I, Part A Programs. Consultation

ESSA Section 1117(b)(1)

(b) Consultation

(1) In General. To ensure timely and meaningful consultation, a local educational agency shall consult with appropriate private school officials during the design and development of such agency's programs under this part. Such agency and private school officials shall both have the goal of reaching agreement on how to provide equitable and effective programs for eligible private school children, the results of which agreement shall be transmitted to the ombudsman designated under subsection (a)(3)(B).



ESSA Statutory Requirement – Title VIII PNP Timely and Meaningful Consultation

Title VIII Programs (Titles IIA, IIIA, IVA, IVB)

ESSA Section 8501(c)(1)

(c) Consultation

(1) In General. To ensure timely and meaningful consultation, a State educational agency, local educational agency, educational service agency, consortium of those agencies, or entity shall consult with appropriate private school officials. Such agency and private school officials shall both have the goal of reaching agreement on how to provide equitable and effective programs for eligible private school children.

Assurances Relating to Title I, Part A, Program, PNP Consultation

To ensure timely and meaningful consultation, the LEA shall consult with appropriate private school officials during the design and development of the LEA's Title I, Part A, programs. The LEA and private school officials shall both have the goal of reaching agreement on how to provide equitable and effective programs for eligible private school children.

Assurances Relating to Title VIII Programs (Title I, Part C; Title II, Part A; Title III, Part A, English Learner; Title III, Part A, Immigrant; and Title IV, Part A), PNP Consultation

The LEA will provide services to eligible children attending private elementary schools and secondary schools in accordance with Section 8501, and timely and meaningful consultation with private school officials regarding such services.

[Title I, Part C (#4, pages 43); Title II, Part A (#4, pages 57-58); Title III, Part A English Learner (#4) pages 60-61; Title III, Part A Immigrant (#4, page 63); Title IV, Part A (#4, pages 64-65)]

LEA Compliance Report: PNP Compliance Self-Check – Timely and Meaningful *Consultation*

The LEA conducted timely and meaningful consultation with participating PNP school officials regarding the implementation of the ESSA programs according to ESSA Sections 1117 and/or 8501, as appropriate.

The consultation occurred before the LEA made any decisions that affect the opportunities of eligible PNP school children, teachers, and other educational personnel to participate in the program, and continue throughout the implementation and assessment of program activities.

Documentation Required— PNP Timely and Meaningful Consultation

Documentation Required

1.1

Written documentation supporting timely and meaningful PNP consultation meetings

Acceptable Documentation

Two (2) samples of *dated* agendas, meeting notes, emails, or other documentation from the 2023-2024 indicating timely and ongoing consultation meetings were held.

Documentation Required –

Written documentation supporting timely and meaningful private nonprofit (PNP) consultation meetings



Issues that may result in an “Improvement Needed” status

- Auditable documentation from the 2023-2024 requested was not submitted
- Documentation submitted did not reference the requested PNP validation requirement
- Documentation did not indicate ongoing consultation occurred during 2023-2024
- Documentation did not provide two dated samples from the 2023-2024 school year





**For all you do for the students and families you serve everyday!
You make a difference!**

Federal Program Compliance Division Contact Information



LaNetra Guess

Title IV, Part A, Program Director
PNP Ombudsman

LaNetra.Guess@tea.texas.gov

(512) 463-6939



Division Phone Number

(512) 463-9499



Division Email Address

PNPOmbudsman@tea.texas.gov