



Federal Program Compliance Division Affirmation of Consultation with Private Nonprofit (PNP) School Officials: Formula Grants School Year 2025-2026

The Elementary and Secondary Education Act of 1965 (ESEA), as amended by the Every Student Succeeds Act (ESSA), P.L. 114-95, requires that consultation occur between the local educational agency (LEA) and private nonprofit school (PNP) officials.

Name of LEA CDN Name of PNP School

I. Private Nonprofit School Participation

Select from the drop-down menu for **each** grant program to indicate the method by which the PNP will receive program services.

If the PNP is not participating in the grant program, select "Not participating."

| Title I, Part A | Title I, Part C | Title II, Part A | Title III, Part A--EL | Title III, Part A--IMM | Title IV, Part A |
|----------------------|----------------------|----------------------|-----------------------|------------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |

II. Timely and Meaningful Consultation/Equitable Program Design

For *each* LEA's funded Title program, it must consult with PNP officials. In consultation, the LEA selects "Yes" or "No" in response to all programs indicating the following occurred: (a.) Timely and meaningful consultation with the PNP has occurred and is ongoing, **and** (b.) Program design is equitable with respect to eligible private school children.

| Title I, Part A | Title I, Part C | Title II, Part A | Title III, Part A--EL | Title III, Part A--IMM | Title IV, Part A |
|--|--|--|--|--|--|
| <input type="radio"/> Yes <input type="radio"/> No | <input type="radio"/> Yes <input type="radio"/> No | <input type="radio"/> Yes <input type="radio"/> No | <input type="radio"/> Yes <input type="radio"/> No | <input type="radio"/> Yes <input type="radio"/> No | <input type="radio"/> Yes <input type="radio"/> No |

*Per ESSA Section 1117(b), Title I, Part A; Section 8501(c) for Title I, Part C; Title II, Part A; Title III, Part A--EL; Title III, Part A--IMM; and Title IV, Part A

III. Elements of Consultation

The table below lists required elements that must be discussed during consultation meeting(s) and must include for each grant program.

| Section 1117(b)(1) | Section 8501(c)(1) | |
|--------------------|--------------------|---|
| X | X | How the children's needs will be identified |
| X | X | What services will be offered |
| X | X | How, where, and by whom the services will be provided |
| X | | How the services will be academically assessed and how the results of that assessment will be used to improve those services |
| | X | How the services will be assessed and how the results of that assessment will be used to improve those services |
| X | X | The size and scope of the equitable services to be provided to eligible private school children, teachers, and other educational personnel, amount of funds allocated for such services, and how the amount of funds is determined |
| X | | The method or sources of data that are used to determine the number of children from low-income families in participating school attendance areas who attend private schools |
| X | X | How and when the LEA 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 |
| X | | How, if the LEA disagrees with the views of the private school officials on the provision of services through a contract, the LEA will provide in writing to such private school official an analysis of the reason why the LEA has chosen not to use a contractor |
| X | X | Whether the LEA shall provide services directly or through a separate government agency, consortium, entity, or third-party contractor |
| X | X | Whether to provide equitable services to eligible private school children (1) by creating a pool or pools of funds with all of the funds allocated based on all the children from low-income families in participating school attendance area who attend private schools or (2) in the LEA'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 |
| X | | When, including the approximate time of day, services will be provided |
| X | | Whether to consolidate and use funds provided in coordination with eligible funds available for services to private school children under application programs |

IV. Carryover Discussion Assurance

PNP and LEA officials must sign assuring a discussion of any *potential* carryover, in the subsequent year, may be applicable to participating program(s).

PNP Official & Date LEA Official & Date

V. Affirmation Signature and Submission

The PNP and LEA officials must also sign this section to complete the Affirmation of Consultation.

PNP Official and Date LEA Official and Date

LEA must upload signed copy of Affirmation of Consultation for *each participating* PNP school via the Federal Program Compliance (FPC) Division's 'PNP Affirmations' Smartsheet WorkApp by the due date, September 30. **LEA does not submit Affirmation form for non-participating PNP schools in WorkApp.**