

FY 2012 21<sup>ST</sup> CENTURY COMMUNITY LEARNING CENTERS (21<sup>ST</sup> CCLC)

EQUITABLE PARTICIPATION OF PRIVATE SCHOOLS

The equitable participation requirements in Subpart 1 of Part E of Title IX of the ESEA apply to the Title IV, Part B, 21<sup>ST</sup> CCLC program. Private school participation requirements cannot be satisfied simply by inviting private schools to participate in programs and/or activities designed for public school students, teachers or other educational personnel. Consultation must occur before the state education agency (SEA) or grantee makes any decision that affects the opportunities of eligible private school children, families, teachers, and other educational personnel. Further each grantee must provide the SEA with a written affirmation signed by officials of each participating private school that such consultation has occurred.

School districts and eligible local entities must engage in timely and meaningful consultation with appropriate private school officials during the design and development of programs and continue the consultation throughout the implementation of these programs. School districts and local entities must provide, on an equitable basis, special educational services or other benefits that address the needs under the program of children, teachers, and other educational personnel in public schools in areas served by the districts and local entities. Expenditures for educational services and other benefits for private school children, families, teachers, and other educational personnel must be equal, taking into account the number and educational needs of the children to be served, to the expenditures for participating public school children.

The law requires the consultations to address:

- How children's needs will be identified;
- What services will be provided;
- How, where, and by whom services will be offered;
- How services will be assessed and how results of the assessment will be used to improve those services;
- The size and scope of the equitable services to be provided to the eligible public school children, families, teachers, and other educational personnel and the amount of funds available for those services; and
- How and when the grantee will make decisions about the delivery of services, including a thorough consideration and analysis of views of private school officials on the provision of contract services through potential third-party providers.

We hereby testify as indicated by the below signatures that appropriate consultation as described above has occurred.

Yes, we wish to participate.     No, we do not wish to participate.     Yes, we wish to participate and request further consultation.

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Private/Non-profit School

\_\_\_\_\_  
Type Name of Administrative Agent

\_\_\_\_\_  
Type Name of Private School Administrator

\_\_\_\_\_  
**Original** Signature of Administrative Agent

\_\_\_\_\_  
**Original** Signature of Private School Administrator

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date