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Checklist of issues for consultation and agreement between private schools & LEAs
Every Student Succeeds Act (ESSA)

ESSA requires the LEA to have timely and meaningful consultation with the appropriate private school official about services funded by Title I, II, III and IV. After the consultation, the LEA and private school complete a written agreement about the services. ESSA requires the consultation and written agreement address the following issues:¹

- How the children's needs will be identified
- What services will be offered
- How, where and by whom the services will be provided
- How the services will be academically assessed and how the results of that assessment will be used to improve those services
- The size and scope of the equitable services to be provided to the eligible private school children, teachers, and other educational personnel, the amount of funds that is allocated for such services, and how that amount is determined
- The methods 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
- How and when the LEA will make decisions about the delivery of services to eligible 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
- 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 an analysis of the reasons why the LEA has chosen not to use a contractor
- Whether the LEA shall provide services directly or through a separate governmental agency, consortium, entity or third-party contractor
- Whether to provide equitable services to eligible private school children -
 - By creating a pool of funds with all the funds allocated based on all the children from low-income families in a participating school attendance area who attend privates; or
 - 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
- When, including the approximate time of day, services will be provided
- Whether to consolidate and use funds provided in coordination with eligible funds available for services to private school children under applicable programs to provide services to eligible private school children participating in programs

¹ See ESSA Sec. 1117(b) [Title I-A] & Sec. 8501(b)(1) [Titles I-C, II-A, III-A, IV-A, & IV-B]