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This message is being sent to all Public School Superintendents and the NDE Title I listserv. Please forward within your district/ESU as appropriate.

Date: March 10, 2013
To: Public School Superintendents / Title I Directors
From: Diane Stuehmer, Title I & Federal Programs Administrator
RE: NDE 34-014, Nonpublic School Participation Form **DUE MAY 1, 2014**
NDE 04-012, Nonpublic School Participation form for Title I **DUE MAY 1, 2014**
Consultation is for the 2014-15 school year allocations

The Uniform Provisions Section 9501 of the Elementary and Secondary Education Act (ESEA), reauthorized as the No Child Left Behind Act of 2001 (NCLB), requires that every district receiving grants for federal program(s) provide equitable services and meet the needs of eligible Nonpublic School students and/or teachers and other education personnel. **Every public school district in Nebraska having one or more nonpublic school(s) located within the district's geographic boundaries must submit a signed Nonpublic School Participation Form (NDE 34-014) on an annual basis for each nonpublic school located within the boundaries of the public district. See attached list to determine required consultations: Title IC-III Non Public Consult 2014-15.**

Districts are required to document that each Nonpublic School within its boundaries was consulted in design and implementation, including making decisions about the use of those funds. **The consultation should include use of school year 2014-15 ESEA/NCLB allocations.** Additional information is available in the *Non-Regulatory Guidance: Title IX, Part E, Uniform Provisions, Subpart 1—Private Schools*. It can be found at the following web site: <http://www.ed.gov/policy/elsec/guid/equitableservicesguidance.doc>

The enclosed Form, NDE 34-014, consolidates the following NCLB programs:

FORMULA PROGRAMS

Title I, Part C—Migrant Education
Title II, Part A—Teacher and Principal Training
Title III, Part A—Limited English Proficient
Title III, Part A—Immigrant Education

COMPETITIVE PROGRAMS

Title II, Part B—Math and Science Partnerships
Title IV, Part B—21st Century Community Learning Centers
Title X, Part C—Homeless Education

NOTE: *Districts receiving Title II-A funds MUST provide equitable services to the nonpublic school(s) located within its boundaries. Even if the public district chooses to transfer funds to another program (such as Title I-A), an amount for equitable services for the nonpublic school(s) must remain in Title II-A when budgeting.*

Also attached is a copy of the **Title I, Part A Nonpublic Participation Form (NDE 04-012)**. Each public district must consult with nonpublic schools that have reported having low-income school aged children attending from your district. **The consultation should include use of remaining school year 2013-14 Title I funds as well as the 2014-15 allocations.** Title I, Part A programs must annually collect the number of resident public

and nonpublic school students and the number of resident low-income public and nonpublic school students, by attendance area, to determine building eligibility and allocation of the Title I funds among eligible public and nonpublic school buildings.

The Free and Reduced Lunch data was submitted by nonpublic schools in the fall of 2013 on the "Nonpublic Membership Report," which is in the NDE Consolidated Data Collection (CDC). This report confirms the number of low-income students attending nonpublic schools who reside in each district. Districts with Title I programs must contact **all** nonpublic schools where any low-income children from their district attend to determine if the low-income nonpublic students reside in an eligible attendance area.

Please complete one copy of Form NDE 04-012, Title I, Part A Nonpublic Consultation Form, for each nonpublic school **listed on the attached document (Title I-A Consultation List 201415 Final)** that has reported low-income students attending their school who reside in your district. It is the responsibility of the public school district to consult with the nonpublic school. During this consultation, it is decided what type of services, if any, will be provided for the eligible nonpublic students. If, during the consultation, it is deemed that there are no eligible students attending the nonpublic school, please complete Part I of the form and indicate such by writing a statement in the Comment Box (1.2) and return it to the NDE Title I Office. **Signatures are still required.**

In 2006, the United States Department of Education produced a Title I Resource Kit, "Ensuring Equitable Services to Private School Children." The Toolkit provides abundant resources that may be helpful as you begin the consultation process for Title I services. The document can be downloaded at <http://www.ed.gov/programs/titleiparta/ps/titleitoolkit.pdf>

The ESEA/NCLB Consolidated Application for 2014-15 will be online in the Grants Management System (GMS). The Nonpublic School Participation Forms are the only "paper" required for the application. If these forms are not submitted, the district's application cannot be approved. **When applicable, please submit printed copies of the attached form(s) with original signatures to the NDE Federal Programs Office by May 1, 2014.** ESEA NCLB funds for your district may be in jeopardy if forms are not received by the May 1st deadline.

If your district does not appear on either of the attached lists, you may disregard this message.

If you have questions, please contact Edy Clark at edy.clark@nebraska.gov or 402-471-2481. You may also contact the NDE staff person responsible for reviewing the ESEA/NCLB application for your district.

Attachments:

NDE Form 34-014

Titles_IC-III_Consultation_List_201415_FINAL

NDE Form 04-012

Title_I-A_Consultation_List_201415_Final

Cordially,

Diane Stuehmer