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What does the law say?

34 C.F.R. Part 200 Participation of Eligible Children in Private Schools

§ 200.63(b)(7) Consultation.

(b) At a minimum, the Local Education Agency (LEA) must consult on the following:

(7) The method or sources of data that the LEA will use under § 200.64(a) to determine the number of private school children from low-income families residing in participating public school attendance areas, including whether the LEA will extrapolate data if a survey is used.

§ 200.64(a)(3)(i)(D) Factors for determining equitable participation of private school children.

Apply the low-income percentage of each participating public school attendance area to the number of private school children who reside in that school attendance area;

What does the Guidance say?

ED Guidance:

2019 Non-Regulatory Guidance: Title I, Part A of the Elementary and Secondary Education Act of 1965, as Amended by the Every Student Succeeds Act: Providing Equitable Services to Eligible Private School Children, Teachers, and Families, October 17, 2019

- Discuss proportionality during consultation as a method for determining the number of Children from Low-Income Families (CLIF). (Page 9)
- An LEA may apply the low-income percentage of each participating Title I public school attendance area to the number of private school children who reside in that school attendance area to derive the number of private school children from low-income families. To do this, an LEA will need the addresses, grade levels, and ages of those students attending private schools. For example, if the percentage of poverty in a public school attendance area is 60 percent and there are 50 private school children residing in the public school attendance area, the LEA would derive 30 private school children from low-income families who reside in the attendance area. (Page 20)

FDOE Guidance:

- [Equitable Services Presentation, August 2022](#) (slide 6)
- [FDOE Memo](#)
- [BFEP Equitable Services for Private School Students under Title I, Part A](#)

Proportionality Calculation Example

PUBLIC SCHOOL DATA	PRIVATE SCHOOL DATA	CALCULATION	CLIF
Public School Attendance Area 1 (98% Poverty)	Blue Private School Enrollment: 75	75 x 98%	74
	Red Private School Enrollment: 150	150 x 98%	147
Public School Attendance Area 2 (84% Poverty)	Pink Private School Enrollment: 35	35 x 84%	29
	Purple Private School Enrollment: 60	60 x 84%	51
	Red Private School Enrollment: 150	150 x 84%	126
Public School Attendance Area 3 (75% Poverty)	Blue Private School Enrollment: 75	75 x 75%	56
	Pink Private School Enrollment: 35	35 x 75%	26
TOTAL			509 CLIF