



# Non-public, Non-licensed School Services - Affirmation of Eligibility of Students

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## **Auxiliary Services (Act 89) – Definitions**

**Non-public school** – A nonprofit school located in this Commonwealth, other than a public school, wherein a resident of this Commonwealth may legally fulfill the compulsory school attendance requirements of the Public School Code of 1949 (24 PS §§101-27-2702) and which meets the requirements for Title VI of the Civil Rights Act of 1964 (42 USC 2000 et seq.).

**Auxiliary services** – Guidance counseling and testing services; psychological services; visual services; services for exceptional children; remedial services; speech and hearing services; services for the improvement of the educationally disadvantaged (such as but not limited to, the teaching of English as a second language); and such other secular, neutral and non-ideological services as are of benefit to all school children and are presently or hereafter provided for public school children of the Commonwealth.

## **Textbooks, Instructional Materials & Equipment (Acts 195/90/35) – Definitions**

**Non-public school** – Any school, other than a public school within this Commonwealth of Pennsylvania, wherein a resident of this Commonwealth may legally fulfill the compulsory school attendance requirements of the Public School Code of 1949 (24 PS §§101-27-2702) and which meet the requirements of Title VI of the Civil Rights Act of 1964 (Pub. L. No. 88-352, 78 Stat. 241 codified at 42 USC §2000 et seq. [1994]).

**Textbooks** – Books, workbooks, including reusable and non-reusable workbooks and manuals, whether bound, in loose-leaf form or electronic, intended for use as a principal source of study materials for a given class or group of students, a copy of which is expected to be available for the individual use of each pupil in a class or group. Such textbooks shall be textbooks which are acceptable for use in any public elementary or secondary school in the Commonwealth.

**Instructional materials** – Prepared learning materials, which are secular, neutral and non-ideological in character and are of benefit to the instruction of school children on an individual basis and are presently or hereafter provided for public school children of the Commonwealth.

**Instructional equipment** – Instructional equipment, other than fixtures annexed to and forming part of the real estate, which is suitable for and to be used by children. The term includes, but is not limited to, projection equipment, recording equipment, laboratory equipment, and any other educational secular, neutral and non-ideological equipment as may be of benefit to the instruction of children and are presently or hereafter provided for public school children of the Commonwealth.

- (i) Examples of eligible purchases under the instructional materials program shall include, but not be limited to: books (either hard copy or electronic), periodicals, magazine subscriptions, math manipulatives, flashcards, puzzles, games, musical scores, study prints and pictures, art supplies (such as construction paper, paint, pencils, paint brushes, scissors, tape), science models, compasses, protractors, rulers, meter sticks, abacuses, thermometers, test tubes, safety goggles, gloves, counting frames, T-squares, specimens used for dissection, maps/globes, atlases, balls, bats.
- (ii) Examples of eligible purchases under the equipment program shall include, but not be limited to: computer software (including software with word processing capabilities), computer hardware, laptops, printers, CD/DVD players, tape recorders, cameras, iPads, Smartboards, projectors.

\*NOTE: Guidelines for this program can be found at [www.education.pa.gov](http://www.education.pa.gov) under Schools/Types of Schools/ Nonpublic and Private School Services/Programs and Services and it includes a sample of the form that schools must keep on file that induces a parent or guardian signature indicating their understanding that items purchased through this program are on loan to the students.

## **Title VI of the Civil Rights Act of 1964**

Title VI of the Civil Rights Act of 1964 (Pub. L. No. 88-352, 78 Stat. 241 §601 codified at 42 USC §2000d [1994]) prohibits excluding persons from participation in, denying them the benefit of, or subjecting them to discrimination under any federally assisted school programs or activities on the grounds of race, color or national origin.

## **Receipt of Other Educational Funds or Services**

It is the intent of the state legislature to provide through funds appropriated under the Public School Code (Act 195, Act 90, Act 35 and Act 89) particular services to eligible students in nonpublic schools. Therefore, nonpublic students who receive like services through other educational appropriations may not doubly receive services under these acts.



# Affirmation of Eligibility of Students Acts 89 – Auxiliary Services Acts 195/90/35 – Textbooks/Instructional Materials/Equipment

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School Name & Location Address:

Administrative Unit Number (AUN):

Act 89 (Check to Participate)

Acts 195/90/35 (Check to Participate)

**Check YES or NO for each item:**

Will all students who are enrolled fulfill the requirements of the Compulsory School Attendance Law?  YES  NO

Will the school comply with the non-discrimination provisions of the Civil Rights Act of 1964?  YES  NO

Will you have any students that are fully publicly funded?  
*NOTE: Fully publicly funded students are NOT eligible to participate in these programs.*  YES  NO

## Auxiliary Services (Act 89)

Is this a non-profit school?  
Schools must be non-profit in order to participate in Act 89.  
(If YES, attach a copy of the non-profit corporation papers or other documentation)  YES  NO

Will you allow your students that are eligible to participate in this program?  YES  NO

## Textbooks, Instructional Materials and Equipment (Acts 195/90/35)

Will you allow your students that are eligible to participate in this program?  YES  NO

School Administrator (name and title):

Signature: \_\_\_\_\_

Telephone Number:

Fax (if available):

Email (if available):

**RETURN FORM TO:**

PA Department of Education  
Office of School Services  
333 Market Street, 7th Floor  
Harrisburg, PA 17126-0333

**NOTARIZED:**

Sworn to and subscribed before me

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary