Nonpublic School Placements

A nonpublic school placement is the placement of a student by a district, at district cost, into a private setting to receive special education and related services that the district is unable to provide for the student while still providing a free appropriate public education (FAPE). These placements could either be day or residential.

TEA must approve the educational program of all sites that districts choose to place students to ensure that each meet both federal and state special education program requirements.

The 2016-2017 Nonpublic Schools for Students with Disabilities Approved for Contracting Purposes list is available on TEA’s website.

Before entering into a contract with a facility, an ARD committee meeting must be convened to develop an IEP for the student.

NEW! Nonpublic/High Cost Funds Application!!

Identified district contact should apply for TEASE access to the Nonpublic/High Cost Funds (NP/HCF) application.

This application incorporates information previously submitted on SPE-106 form (Nonpublic Day) & hard copy residential application previously submitted to the ESC.

School districts must notify TEA of their intent to contract and of any amendments during the school year with a contract with a nonpublic facility through the secure TEASE NP/HCF application.

Once TEA receives notice and application for which funding is requested, a review of the application and subsequent funding appropriations will occur.

Timeline for the 2016-2017 Application Process:
(Nonpublic Day & Residential)
If application is received at TEA by December 1st:
- Placements prior to December 1, 2016 for the current school year.
If application is received at TEA after December 1st:
- Application approval is effective as of the date of placement if it is received at the TEA within 30 school days of ARD decision; or
- Application approval is effective as the date of TEA receipt if it is received more than 30 school days after the ARD decision

NOTE:
After NP/HCF application opens, districts can start submitting applications immediately.

Residential applications will be processed as they are received by TEA.

Nonpublic Submission Checklist:
(Nonpublic Day & Residential)
Checklist can be accessed on the TEA Nonpublic Day and Residential Guidance webpage.

Includes information about:
- Contract
- IEP Documentation

4.7.16 Code 60 - Nonpublic Day School

This instructional setting code is used for a student who is provided special education and related services through a contractual agreement with an approved nonpublic day school. A student is placed in a nonpublic day school through the ARD committee process. This instructional setting code does not generate ADA or contact hours. A nonpublic day school student should be reported with an ADA eligibility code of 0- Enrolled, Not in Membership.

4.7.15 Code 50 - Residential Nonpublic School

This instructional setting code is used for a student who is provided special education and related services through a contractual agreement with an approved residential nonpublic school. A student is placed in a residential nonpublic school through the ARD committee process. This instructional setting code does not generate ADA or contact hours. A residential nonpublic school student should be reported with an ADA eligibility code of 0- Enrolled, Not in Membership.
**Nonpublic Residential Application Approval:**

A residential application may be approved for educational purposes **only**.

The application shall **not** be approved if the application indicates the:

- placement is due primarily to the student’s medical problems
- placement is due primarily to problems in the student’s home
- district does not have a plan, including timelines and criteria, for the student’s return to the local school program
- district did not attempt to implement lesser restrictive placements prior to residential placement (except in emergency situations as documented by the ARD committee)
- placement is not cost effective when compared with other alternative placements
- residential facility provides unfundable/unapprovable services

19 TAC 89.61 (b)(1)

---

**Amendments to Nonpublic Application:**

**When do I amend?**

- Change of placement
- Change of services

**What do I submit?**

- IEP
- Application
- Contract
- Cost Analysis

**What is the timeline?**

- Within 45 school days of the date of the ARD and/or prior to the application close date

---

**Division of IDEA Support:**

Approve funding and track nonpublic day and residential placements

Review TEASE NP/HCF applications, IEPs, and other required documents

**Division of School Improvement:**

Approval and re-approval of nonpublic school site

TEA info:  [NPDayandRes@tea.texas.gov](mailto:NPDayandRes@tea.texas.gov)

---

**Frequently Asked Questions (FAQs)**

**Can more than three services be added to the residential funding page?**

Yes, more can be added as needed.

**Will there still be signatures required from community support agencies?**

Signatures will not need to be submitted. Assurances will suffice. Any signatures obtained by the LEA will be kept on file by the LEA.

**What if a student has been in more than one facility over the past several years?**

For now, use the most current placement and facility and include the original start date for the placement at that facility. The system will capture any changes in facilities from this year on.

**Does a Reintegration Plan need to be in the ARD?**

A specific Reintegration Plan form is not required; however, the ARD must have documentation of established criteria and estimated timelines for the student’s return to the district.

**What if a student returns to a nonpublic placement after reintegration to the home campus?**

If the student’s return to the home campus and subsequent return to the nonpublic placement occurs in the same school year, the information will be submitted as an amendment to the original application.

---

For support with Nonpublic Day School and Residential Facilities, please contact:
Lelah C. Moseley, M.Ed.
Education Service Center, Region 20
lelah.moseley@esc20.net
210-370-5781