



Maintenance of Effort and the 50% Reduction Rule

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Purpose of the Call: To assist districts, cooperatives, and interlocals in planning ahead to ensure MOE Requirements are met. In the Spring 2011, MOE will be determined by a comparison of expenditures from 2008-2009 to 2009-2010.

Please be aware that minor revisions will be made to the MOE worksheet this spring in order to clarify how the 50% Reduction Rule as well as allowable exceptions are applied. It is important that LEAs are prepared and clearly understand this process prior to completing the actual MOE worksheet within the LEA Application this spring.



Materials:

There are three documents that will be discussed during this call:

- Understanding MOE - a clarification document
- FY11 MOE Worksheet Template for LEAs (an Excel spreadsheet), and
- An MOE Reduction Rule Reporting Requirement for the 2009-2011 Year - which is a reporting requirement that will be included this spring within the MOE worksheet.

All documents for this call are posted online at the www.ksde.org website:
On the left select "Special Education Services",
Then select "Resources," on the left.
Then select "Presentations"
These documents are also being posted on the Special Education Services Funding webpage.

This call is being recorded for future playback.
Once the call is completed, a link will be sent for districts to access the call online. This link will be posted online and sent out next week.

Understanding MOE Document

- ❑ Important information to review within this document:
- ❑ 50% Reduction Rule – Bottom of Page 1
- ❑ 50% Reduction Rule Reporting Requirements - Page 2
- ❑ Allowable Exceptions – There are four allowable exceptions to meeting MOE
- ❑ LEAs must keep in file documentation of allowable exceptions applied – KSDE approves
- ❑ LEAs Restricted from Reducing Maintenance of Effort – If LOD does not Meet Requirements (In FY10 there were a total of 5 districts that could not reduce MOE and would not be able to take advantage of the 50% Reduction Rule.) Allowable Exceptions however are still available. More information will be provided later in this call.
- ❑ Maintenance of Effort Process – Pages 5-6

□ Important!

- Allowable Exceptions are to be used when MOE has not been met
- Allowable Exceptions are not to be used when MOE has been met as a means to lower MOE in the future.

Next....

FY11 MOE Worksheet Templates for LEAs
(an Excel spreadsheet)

This Excel spreadsheet - an attempt to provide LEAs with the opportunity to anticipate whether or not MOE will be met in the spring of 2011 and whether the 50% Reduction Rule or other Allowable Exceptions will need to be applied in order to meet MOE.

Having this information ahead of time is intended to assist LEAs in preparing documentation now rather than waiting till it is discovered if MOE is met or not.

Whether an LEA meets MOE or not shouldn't be a guessing game, and should not be a surprise.

KSDE realizes that LEAs this additional need technical assistance to plan ahead and to be confident that at least the same if not more funds is being expended for special education from one year to the next.

MOE Excel Spreadsheet:

MOE Excel Spreadsheet:

Be sure to save the file to your desktop or another location on your computer or network. If the document is opened from the online link, the Excel Spreadsheet may not function properly.

MOE Excel Spreadsheet:

This Excel spreadsheet is password protected in order to preserve formulas within each worksheet.

To unprotect the worksheet use the protect/unprotect feature in Microsoft Office

The password is: **ses** (all lower case letters)

Unprotecting the worksheets is optional and not required in order to use the Excel Spreadsheet.

MOE Excel Spreadsheet:

Please note that the usual MOE worksheet included in the LEA Application Part II will be completed in the spring 2011, and will be prepopulated with data as it has been in previous years.

This Excel file serves as a template for LEAs to use in preparing for the actual MOE conducted in the Spring 2011. Therefore no LEA data is prepopulated in the Excel spreadsheet.

MOE Excel Spreadsheet:

Completing this Excel file is optional for LEAs and does not replace the previous way in which MOE is reported within the LEA Application Part II.

MOE Excel Spreadsheet:

There are separate worksheets within the Excel file for single district, special purpose school, cooperatives/interlocals, and districts within a cooperative/interlocal.

Select the MOE worksheet according to LEA configuration.

The MOE worksheets within the Excel Spreadsheet follow the LEA Application's MOE worksheet with the following exceptions:

EXCEPTIONS:

Excess Costs Calculations are not included in these worksheets because Excess Costs and MOE are separate regulatory requirements. Combining both requirements into one worksheet has been confusing to the field. Excess Costs will still be included in the LEA

Application Part II completed in the spring 2011, but it is not included in this Excel file in order to focus attention on the specific requirements for meeting MOE and application of 50% Reduction Rule.

EXCEPTIONS:

How the Excel file's MOE worksheets calculate the 50% Reduction Rule and Allowable Exceptions has been revised according to proposed revisions for the FY11 LEA Application Part II.

Each worksheet has 3 columns for each year - 08-09, 09-10, and 10-11.

In order to complete the 08-09 column, refer to the 08-09 column of the MOE worksheet completed in the FY10 LEA Application, Part II available online on the www.ksde.org website under "Special Education Services", then "Funding", then "LEA Application for Federal Funds FY10".

In order to complete the 09-10 and 10-11 columns, LEAs need to use expenditure data available locally which was submitted this August to School Finance.

Please focus attention on the following tabs:

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- ❑ **State Aid Calculations:** 09-10 and 10-11 – will self-calculate once the teacher/para fte is entered

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- ❑ **50% Reduction Rule and Exceptions:**
If the 50% Reduction Rule or Allowable Exceptions are entered in the 2009-2010 center column these aggregated amounts are subtracted from the 2008-2009 State and Local Effort Line.
- ❑ The difference becomes the adjusted 09-10 MOE level for the LEA to meet.
- ❑ The adjusted 09-10 MOE is compared to the actual 09-10 state and local effort to determine if MOE is met or not.

Example 1

With the 50% Reduction Rule Applied:

In this scenario the LEA took advantage of the 50% Reduction Rule
Please note the adjusted 09-10 MOE level that must be met

Example 2

With the 50% Reduction Rule Applied:

In this same scenario the LEA did not take advantage of the 50% Reduction Rule.
Please note the adjusted 09-10 MOE level that must be met has not changed from the original 08-09 MOE level

The last document is the **MOE Reduction Rule Reporting Requirement for the 2009-2010 Year**

Per the directions in the Understanding MOE document, LEAs that take advantage of the 50% Reduction Rule must report how funds were used to support Elementary and Secondary Education Act (ESEA) activities by function and object code.

Question:

If special education or related services personnel retire can all of the salary and benefits be applied as an allowable exception or does only the difference between the retired staff and replacement staff salary and benefits be applied?

Answer:

All of the special education or related services personnel's salary and benefits can be applied as an allowable exception. This interpretation is based on language revisions that occurred in IDEA 2004. A reduction in force is not an allowable considered allowable under this exception.

Question:

What about special education and related services personnel that leave LEA voluntarily or otherwise, or departure for just cause. Does the same rule apply?

Answer:

Yes, the same rule applies for special education and related services personnel that leave an LEA voluntarily or otherwise, or departure for just cause. Be sure to keep documentation such as board minutes, etc. that verify that staff have left the LEA.

Question:

If an LEA decides after completing the Excel MOE worksheet that they would like to take advantage of the 50% Reduction Rule for the FY10 year, can the LEA Application Part I be unsubmitted so revisions can be made to the #14 Assurances?

Answer:

Yes, please contact Cynthia Penrod at cpenrod@ksde.org if the FY11 LEA Application needs to be unsubmitted in order to change Assurance #14 and resubmit.

Question:

For LEAs that have consolidated and reduced special education and related services personnel as a result; is this considered a reduction in force?

Answer:

More information would be necessary in order to make this determination.

Question:

How will LEAs that have made a consolidation this year calculate MOE?

Answer:

For Special Education MOE calculations, this will not impact a comparison of expenditures for the 08-09 year to the 09-10 year. More information would be provided to LEAs next year at this time.

Questions?
