



April 10, 2017

To: District Superintendents of Public Schools  
Superintendents of Public Schools  
Superintendents of Special Act School Districts  
Superintendents of State-Operated Schools  
Special Education Directors

From: Todd Harrigan

Subject: Submission of the 2013-16 Local Education Agency (LEA) Maintenance of Effort (MOE) Calculator to meet the Compliance Standard of the Federal Funding-Individual with Disabilities Education Act (IDEA) Part B for the Education of Students with Disabilities.

LEAs must comply with the Maintenance of Effort (MOE) requirement of 34 CFR 300.203 - Maintenance of Effort (b) Compliance Standard, funds provided to an LEA under IDEA Part B must not be used to reduce the level of expenditures for the education of children with disabilities made by the LEA from local funds below the level of expenditures for the preceding year. Click link for further guidance on <https://www.law.cornell.edu/cfr/text/34/300.203>.

New York State Education Department (NYSED) has never required LEAs to submit documentation that certifies that they are meeting the Compliance Standard for MOE. Due to this fact, NYSED is not in compliance with the State Educational Agency's general supervisory responsibilities in 34 CFR 300.149. To correct this non-compliance, LEAs must complete the Compliance Standard component of the LEA MOE Calculator for the 2013-14, 2014-15 and 2015-16 school years.

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## **I. Who is the Center for IDEA Fiscal Reporting (CIFR)**

The Center for IDEA Fiscal Reporting (CIFR) is a national organization funded by the U.S. Department of Education to assist State Educational Agencies (SEA) to meet all compliance requirements of IDEA.

NYSED has worked with this organization to develop our materials on the Maintenance of Effort requirements for IDEA.

## **II. LEA MOE Calculator**

The LEA MOE Calculator was developed by CIFR for LEAs to submit their MOE information to their SEA. The Calculator is a 24 Tab Excel worksheet that allows a LEA to provide their information to NYSED for both the Eligibility and Compliance Standard of MOE.

The Calculator is attached in the email with this letter or click link. <http://cifr.wested.org/resources/lea-moe/calculator/>.

Please click link above to register for alerts of updated versions. NYSED will notify LEAs of an updated version to the Calculator.

\*\*\*Three rules that LEAs must follow when using the Calculator\*\*\*

- 1) Nr for am81(eet)-6( t)-.

3) Don't include any information in school years 2010-2011, 2011-

## **VI. Due Date for Submission and How to Submit**

LEAs must submit their Calculator to NYSED by 6/16/17. A LEA is not eligible for a 2017-18 IDEA award until it has submitted and NYSED has approved their 2013-16 Compliance Standard Calculator.

LEAs must submit their Calculator to NYSED by emailing their completed Calculator to [idea@nysed.gov](mailto:idea@nysed.gov). In the subject line please include “Your LEA Name” and 2013-16 Compliance Standard Calculator.