Maintenance of Effort (MOE) Reduction Eligibility Decision Tree and Worksheets

Chris Thacker
Danielle Crain
Swati Nadkarni
Laura Snyder
Terry Long

March 2017
Version 3.0
The IDEA Data Center (IDC) created this document under U.S. Department of Education, Office of Special Education Programs Grant No. H373Y130002. Richelle Davis and Meredith Miceli serve as the project officers.

The views expressed herein do not necessarily represent the positions or policies of the U.S. Department of Education. No official endorsement by the U.S. Department of Education of any product, commodity, service, or enterprise mentioned in this publication is intended or should be inferred. This product is public domain. Authorization to reproduce it in whole or in part is granted.

For more information about the IDEA Data Center's work and its partners, see www.ideadata.org.

**Suggested Citation:**

**Acknowledgements**
IDC would like to acknowledge Deb Morrow, Tom Munk, Dave Phillips, and Steve Smith from the Center for IDEA Fiscal Reporting (CIFR) for reviewing the MOE Reduction Eligibility Decision Tree and LEA-level worksheet. IDC would like to acknowledge Steve Smith from the Center for IDEA Fiscal Reporting (CIFR) for reviewing the MOE Reduction Eligibility Decision Tree and LEA and SEA level worksheets.
Purpose

The Maintenance of Effort (MOE) Reduction Eligibility Decision Tree and Worksheets includes three documents to assist state education agencies (SEAs) and local education agencies (LEAs)/educational service agencies (ESAs) with MOE reduction. First is a decision tree that guides SEAs and LEAs through a series of questions to determine an LEA/ESA’s eligibility to reduce MOE. The second document is an Excel-based worksheet that facilitates the calculation of the maximum allowable amount of MOE reduction and Coordinated Early Intervening Services (CEIS) for the LEA/ESAs. The third document is an Excel-based worksheet that facilitates the calculation of the maximum allowable amount of MOE reduction and CEIS for all the LEAs/ESAs within the SEA.

Instructions

The SEAs and LEAs/ESAs proceed through a series of questions in the decision tree to determine if an LEA/ESA is eligible to reduce MOE. An LEA/ESA may reduce MOE provided it received an increase in the Individuals with Disabilities Education Act (IDEA) Section 611 allocations from the previous year, “meets requirements” determination, maintained free appropriate public education (FAPE), and was not identified with significant disproportionality.

Once the LEA/ESA is determined to be eligible to reduce MOE, the Excel-based worksheet is designed to allow for the SEA and/or LEA/ESA to correctly calculate the maximum allowable amount of MOE reduction and CEIS.
A Did the LEA/ESA receive an increase in its IDEA Section 611 allocation for the current Federal Fiscal Year when compared to the previous Federal Fiscal Year?

- **YES**
  - Proceed to next question
  - Eligibility to reduce Maintenance of Effort: 34 CFR § 300.205(a)

- **NO**
  - LEA/ESA is not eligible for MOE reduction pursuant to 34 CFR § 300.205(a)

B Did the LEA/ESA

1) receive “Meets Requirements” on the determination that controls whether the LEA/ESA may be able to reduce MOE and

2) establish and maintain programs of free appropriate public education (FAPE) that meet the requirements of Section 613(a)?

- **YES**
  - Proceed to next question

- **NO**
  - LEA/ESA is not eligible for MOE reduction pursuant to 34 CFR § 300.205(c)

C Is the LEA/ESA required to reserve 15% of its IDEA funds (Section 611 and Section 619) for Coordinated Early Intervening Services (CEIS) due to a determination of significant disproportionality for the reference school year?

- **NO**
  - LEA/ESA is eligible for MOE reduction pursuant to 34 CFR §300.205

- **YES**
  - Proceed to the MOE Reduction Eligibility Worksheet for LEA/ESAs located in the IDC Resource Library
  - Proceed to the MOE Reduction Eligibility Worksheet for SEAs located in the IDC Resource Library
  - LEA/ESA is not eligible for MOE reduction pursuant to 34 CFR § 300.205(c)