

State Maintenance-of-Effort Submission

under the

Education Jobs Fund Program



U.S. Department of Education
Washington, D.C. 20202

OMB Number: 1810-0703
Expiration Date: 2-28-2011

Paperwork Burden Statement

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Instructions for the State Maintenance-of-Effort Submission under the Education Jobs Fund Program

**U.S. Department of Education
September 3, 2010**

In its application for funding under the Education Jobs Fund (Ed Jobs) program, each State assured that it would comply with the maintenance-of-effort (MOE) requirements in section 101(10)(A) of Public Law 111-226. Each State also assured that, within 60 days of the date of the State's grant award, it would submit to the U.S. Department of Education (Department) the most current applicable MOE data available.

A State that receives Ed Jobs funds must maintain fiscal effort for education for fiscal year (FY) 2011 in one of four ways:

1. Maintain FY 2011 dollar levels of support at levels that are not less than FY 2009 levels;
2. Maintain FY 2011 percentages of support at percentages that are not less than FY 2010 percentages;
3. Maintain FY 2011 dollar levels of support at levels that are not less than FY 2006 levels; or
4. Maintain FY 2011 percentages of support at percentages that are not less than FY 2006 percentages.

Each method is described in detail in the attachments to these instructions. Using the applicable form in the attachments, each State must provide data only for the method by which the State intends to demonstrate that it will comply with the MOE requirements. A State must also provide source documentation substantiating the reported MOE data. Details on the source documentation are provided in the attachments.

Each State should submit its data and documentation to EducationJobsFund@ed.gov. The submission is due to the Department not later than 60 days after the date of the State's grant award under the Ed Jobs program. If you have any questions, please contact Melissa Siry at 202-453-7500 or Melissa.Siry@ed.gov.

**State Maintenance-of-Effort Submission
under the Education Jobs Fund Program**

STATE: _____

**MOE Method 1: Comparing Fiscal Year 2011 Dollar Levels of Support with
Fiscal Year 2009 Levels**

For State fiscal year (FY) 2011, the State will maintain State support for elementary and secondary education (*in the aggregate or on the basis of expenditures per pupil*) at not less than the level of such support for State FY 2009; and

For State FY 2011, the State will maintain State support for public institutions of higher education (IHEs) (not including support for capital projects or for research and development or tuition and fees paid by students) at not less than the level of such support for State FY 2009.

FY 2009 Baseline Data

\$ _____ The level of State support for elementary and secondary education (*in the aggregate or on a per-pupil basis*) for State FY 2009.

\$ _____ The level of State support for public IHEs for State FY 2009.

Projected FY 2011 Data

\$ _____	The projected level of State support for elementary and secondary education <i>aggregate or on a per-pupil basis</i> FY 2011.
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\$ _____	The projected level of State support for public IHEs for State FY 2011.

Affirmation of MOE Data

To the best of my knowledge and belief, all of the data in this submission are true and correct and are substantiated by the accompanying documentation.

Governor or Authorized Representative (Printed Name)

Signature of Governor or Authorized Representative

Date

MOE Method 1 Source Documentation

For the FY 2009 baseline data, a State must provide documentation substantiating the State's final appropriations or expenditures for elementary and secondary education and for public IHEs. Such documentation may include tables or text from official State budget documents (*e.g.*, a State budget summary or table of expenditures from the State's accounting system). A State that establishes its level of State support for elementary and secondary education on a per-pupil basis must also provide final enrollment data and other data that may be necessary to verify the State's reported per-pupil amount.

For the projected FY 2011 data, a State must provide enacted or estimated appropriations levels. Such documentation may include a Governor's budget proposal, legislative budget proposals, or enacted appropriations. A State that establishes its level of State support for elementary and secondary education on a per-pupil basis must also provide estimated enrollment data and other data that may be necessary to verify the State's estimated per-pupil amount.

Following the close of State FY 2011, the Department will be collecting final appropriations or expenditure data for that fiscal year to verify that the State met the statutory MOE requirements.

**State Maintenance-of-Effort (MOE) Submission
under the Education Jobs Fund Program**

STATE: _____

**MOE Method 2: Comparing Fiscal Year 2011 Percentages of Support with
Fiscal Year 2010 Percentages**

For State fiscal year (FY) 2011, the State will maintain State support for elementary and secondary education at a percentage of the total revenues available to the State that is equal to or greater than the percentage for State FY 2010; and

For State FY 2011, the State will maintain State support for public institutions of higher education (IHEs) (not including support for capital projects or for research and development or tuition and fees paid by students) at a percentage of the total revenues available to the State that is equal to or greater than the percentage for State FY 2010.

FY 2010 Baseline Data

\$ _____ The level of State support for elementary and secondary education (*in the aggregate*) for FY 2010.

\$ _____ The level of State support for public IHEs for FY 2010.

\$ _____ Total revenues available to the State for FY 2010.

FY 2010 Baseline Percentages

- _____ % State support for elementary and secondary education for FY 2010 as a percentage of total FY 2010 State revenues.
- _____ % State support for public IHEs for FY 2010 as a percentage of total FY 2010 State revenues.

Projected FY 2011 Data

- \$ _____ (in the _____) The projected level of State support for elementary and secondary education (aggregate) for FY 2011.
- \$ _____ The projected level of State support for public IHEs for FY 2011.
- \$ _____ Projected total revenues available to the State for FY 2011.

Projected FY 2011 Percentages

- _____ % Projected State support for elementary and secondary education for FY 2011 as a percentage of projected total FY 2011 State revenues.
- _____ % Projected State support for public IHEs for FY 2011 as a percentage of projected total FY 2011 State revenues.

Affirmation of MOE Data

To the best of my knowledge and belief, all of the data in this submission are true and correct and are substantiated by the accompanying documentation.

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Governor or Authorized Representative (Printed Name)

Signature of Governor or Authorized Representative

Date

MOE Method 2 Source Documentation

For the FY 2010 baseline data, a State must provide documentation substantiating –

- The State’s final appropriations or expenditures for elementary and secondary education and for public IHEs. Such documentation may include tables or text from official State budget documents (*e.g.*, a State budget summary or table of expenditures from the State’s accounting system).
- Final total State revenues for the baseline year. These data would include both general and special revenues from sources such as personal income taxes; corporate income taxes; and sales and use taxes.

Some States have revenues that are dedicated to particular activities and are not available to the State to support elementary, secondary, or postsecondary education. A State may, if it chooses, exclude from its total revenues those dedicated revenues that are unavailable to support elementary, secondary, or postsecondary education provided that, subsequent to August 10, 2010 (the date of enactment of the Ed Jobs statute), the State has not increased the basis on which the dedicated revenues are derived. For example, if a State has revenues from gasoline taxes that are available only for transportation projects, the State may exclude all such revenues from total State revenues if the State that has not increased its gasoline taxes since August 10, 2010. If a State chooses to exclude dedicated revenues, it must do so for both FYs 2011 and 2010. Furthermore, as part of its application, the State must identify the source and amounts of any dedicated revenues excluded.

For the projected FY 2011 data, a State must provide –

- Enacted or estimated appropriations to establish levels of support for education. Such documentation may include a Governor’s budget proposal or proposed or enacted legislative appropriations.
- The most recent State revenue estimates.

Following the close of State FY 2011, the Department will be collecting final appropriations or expenditure data for that fiscal year to verify that the State met the statutory MOE requirements.

**State Maintenance-of-Effort (MOE) Submission
under the Education Jobs Fund Program**

STATE: _____

**MOE Method 3: Comparing Fiscal Year 2011 Dollar Levels of Support with
Fiscal Year 2006 Levels**

NOTE: This method is available only to States with State tax collections for calendar year 2009 that are less than State tax collections for calendar year 2006.

For State fiscal year (FY) 2011, the State will maintain State support for elementary and secondary education (*in the aggregate*) at not less than the level of such support for State FY 2006; and

For State FY 2011, the State will maintain State support for public institutions of higher education (IHEs) (not including support for capital projects or for research and development or tuition and fees paid by students) at not less than the level of such support for State FY 2006.

State Tax Collections Data

\$ _____ State tax collections for calendar year 2006.

\$ _____ State tax collections for calendar year 2009.

FY 2006 Baseline Data

\$ _____ The level of State support for elementary and secondary education (*in the aggregate*) for FY 2006.

\$ _____ The level of State support for public IHEs for FY 2006.

Projected FY 2011 Data

\$ _____ The projected level of State support for elementary and secondary education (*in the aggregate*) for FY 2011.

\$ _____ The projected level of State support for public IHEs for FY 2011.

Affirmation of MOE Data

To the best of my knowledge and belief, all of the data in this submission are true and correct and are substantiated by the accompanying documentation.

Governor or Authorized Representative (Printed Name)

Signature of Governor or Authorized Representative

Date

MOE Method 3 Source Documentation

To document State tax collections for calendar years 2006 and 2009, a State may use the sum of the State quarterly tax collections data from the U.S. Census Bureau (Census), which are available at http://www.census.gov/govs/qtax/table_3.php. A State may provide revised State tax collection data if it has available more recent auditable data that differs from the information that was reported to Census. A State may, if it chooses, exclude from State tax collections those tax revenues that may not be used to provide support for elementary, secondary, or postsecondary education. For example, a State may exclude gasoline taxes that generate revenue that is available to support only transportation projects. If a State chooses to exclude dedicated taxes, it must do so for both calendar years 2006 and 2009. Furthermore, as part of its application, the State must identify the taxes excluded and the amounts of the State tax collections under such taxes.

For the FY 2006 baseline data, a State must provide documentation substantiating the State's final appropriations or expenditures for elementary and secondary education and for public IHEs. Such documentation may include tables or text from official State budget documents (*e.g.*, a State budget summary or table of expenditures from the State's accounting system).

For the projected FY 2011 data, a State must provide enacted or estimated appropriations levels. Such documentation may include a Governor's budget proposal, legislative budget proposals, or enacted appropriations.

Following the close of State FY 2011, the Department will be collecting final appropriations or expenditure data for that fiscal year to verify that the State met the statutory MOE requirements.

**State Maintenance-of-Effort (MOE) Submission
under the Education Jobs Fund Program**

STATE: _____

**MOE Method 4: Comparing Fiscal Year 2011 Percentages of Support
with Fiscal Year 2006 Percentages**

NOTE: This method is available only to States with State tax collections for calendar year 2009 that are less than State tax collections for calendar year 2006.

For State fiscal year (FY) 2011, the State will maintain State support for elementary and secondary education at a percentage of the total revenues available to the State that is equal to or greater than the percentage for State FY 2006; and

For State FY 2011, the State will maintain State support for public IHEs (not including support for capital projects or for research and development or tuition and fees paid by students) at a percentage of the total revenues available to the State that is equal to or greater than the percentage for State FY 2006.

State Tax Collections Data

\$ _____ State tax collections for calendar year 2006.

\$ _____ State tax collections for calendar year 2009.

FY 2006 Baseline Data

\$ _____ The level of State support for elementary and secondary education (*in the aggregate*) for FY 2006.

\$ _____ The level of State support for public IHEs for FY 2006.

\$ _____ Total revenues available to the State for FY 2006.

FY 2006 Baseline Percentages

_____ % State support for elementary and secondary education for FY 2006 as a percentage of total FY 2006 State revenues.

_____ % State support for public IHEs for FY 2006 as a percentage of total FY 2006 State revenues.

Projected FY 2011 Data

\$ _____ The projected level of State support for elementary and secondary education (*in the aggregate*) for FY 2011.

\$ _____ The projected level of State support for public IHEs for FY 2011.

\$ _____ Projected total revenues available to the State for FY 2011.

Projected FY 2011 Percentages

_____ % Projected State support for elementary and secondary education for FY 2011 as a percentage of projected total FY 2011 State revenues.

_____ % Projected State support for public IHEs for FY 2011 as a percentage of projected total FY 2006 State revenues.

Affirmation of MOE Data

To the best of my knowledge and belief, all of the data in this submission are true and correct and are substantiated by the accompanying documentation.

Governor or Authorized Representative (Printed Name)

Signature of Governor or Authorized Representative

Date

MOE Method 4 Source Documentation

To document State tax collections for calendar years 2006 and 2009, a State may use the sum of the State quarterly tax collections data from the U.S. Census Bureau (Census), which are available at http://www.census.gov/govs/qtax/table_3.php. A State may provide revised State tax collection data if it has available more recent auditable data that differs from the information that was reported to Census. A State may, if it chooses, exclude from State tax collections those tax revenues that may not be used to provide support for elementary, secondary, or postsecondary education. For example, a State may exclude gasoline taxes that generate revenue that is available to support only transportation projects. If a State chooses to exclude dedicated taxes, it must do so for both calendar years 2006 and 2009. Furthermore, as part of its application, the State must identify the taxes excluded and the amounts of the State tax collections under such taxes.

For the FY 2006 baseline data, a State must provide documentation substantiating the State's –

- Final appropriations or expenditures for elementary and secondary education and for public IHEs. Such documentation may include tables or text from official State budget documents (e.g., a State budget summary or table of expenditures from the State's accounting system).
- Final total State revenues for the baseline year. These data would include both general and special revenues from sources such as personal income taxes; corporate income taxes; and sales and use taxes.

Some States have revenues that are dedicated to particular activities and are not available to the State to support elementary, secondary, or postsecondary education. A State may, if it chooses, exclude from its total revenues those dedicated revenues that are unavailable to support elementary, secondary, or postsecondary education provided that, subsequent to August 10, 2010 (the date of enactment of the Ed Jobs statute), the State has not increased the basis on which the dedicated revenues are derived. For example, if a State has revenues from gasoline taxes that are available only for transportation projects, the State may exclude all such revenues from total State revenues if the State that has not increased its gasoline taxes since August 10, 2010. If a State chooses to exclude dedicated revenues, it must do so for both FYs 2011 and 2006. Furthermore, as part of its application, the State must identify the source and amounts of any dedicated revenues excluded.

For the projected FY 2011 data, a State must provide –

- Enacted or estimated appropriations to establish levels of support for education. Such documentation may include a Governor’s budget proposal, legislative budget proposals, or enacted appropriations.
- The most recent State revenue estimates.

Following the close of the State fiscal year 2011, the Department will be collecting final appropriations or expenditure data for that fiscal year to verify that the State met the statutory MOE requirements.