

**LEA Maintenance of Effort Eligibility and
IDEA Consortium Agreement Between**

Name of Cooperative: _____

Name of Local Education Agency (LEA): _____

The LEA agrees to assign its Federal IDEA Part B, Sections 611 and 619 school year 2018-2019 grant allocations to the Cooperative. In return, the Cooperative will submit a group application on behalf of all the participating Cooperative members to the South Dakota Department of Education for IDEA Part B funding. As the grant applicant, the Cooperative will serve as the project fiscal agent, and coordinate all project services and activities detailed in the group application.

Maintenance of Effort Requirement (MOE): 34 CFR 300.203

The LEA must expend the same amount of local, or state and local funding for special education and related services as it expended in the comparison fiscal year. The LEA must not use funds provided under Part B of the IDEA to reduce the level of expenditures for the education of children with disabilities made by the LEA from local, or state and local funds. There are some exceptions to allow for decreases in an LEA's MOE from one fiscal year to the next.

Any state or local funds used for coordinated early intervening services (CEIS) will not be counted in the LEA's maintenance of effort calculation, as those funds are not used for providing special education and related services.

Determining Eligibility for IDEA Part B Funding

The LEA needs to budget sufficient funds to pass at least one of the four MOE tests below to maintain eligibility to participate in next year's IDEA program. Enter the actual comparison years and expenditures information from Attachment F and then enter your LEA's budgeted expenditure amounts for next year.

1. Local Funds (must have auditable data)
2. Combined State and Local Funds
3. Local Funds per Capita (must have auditable data)
4. Combined State and Local Funds per Capita

*** Restriction: An LEA that wants the option to use the local funding only methods to calculate MOE must be able to separately track and provide auditable data to clearly distinguish between local and state funds.**

Does the LEA have auditable data to clearly distinguish between local and state funds?

Yes – Complete Table 1

No – Complete Table 2

Enter Projected Number of Children with Disabilities for FY 2019 (3 - 21 Child Count)

Table 1 – Complete if the LEA separately tracks local expenditures.

	COMPARISON YEAR (see Attachment F)	EXPENDITURE AMOUNT (see Attachment F)	*BUDGETED EXPENDITURES FY 2019
1. Local Expenditures (must have auditable data)			
2. State and Local Expenditures			
3. Local Expenditures per Capita (must have auditable data)			
4. State and Local Expenditures per Capita			

Table 2 – Complete if the LEA does not separately track local expenditures.

	COMPARISON YEAR (see Attachment F)	EXPENDITURE AMOUNT (see Attachment F)	*BUDGETED EXPENDITURES FY 2019
2. State and Local Expenditures			
4. State and Local Expenditures per Capita			

***Note:** Amounts reported above should be expenditures, not revenues. Do not include state or local funds used for CEIS, Federal IDEA, Impact Aid, or Medicaid expenditures in actual or budgeted amounts.

Compliance Standard for MOE

A final analysis of an LEA’s MOE compliance does not occur until after the fiscal year has closed. The standard for determining whether the MOE requirement has actually been met in a fiscal year is that the LEA meets at least one of the four tests through actual expenditures compared to the comparison year.

Non-Compliance with MOE

If an LEA does not pass at least one of these MOE tests, the LEA must provide documentation to the SD Department of Education explaining how one of the exceptions allowed has occurred. If the LEA is unable to establish an allowable exception, non-compliance will be determined and the LEA will be required to pay the amount it fell below the MOE requirement to the South Dakota Department of Education.

Exceptions to Maintenance of Effort: 34 CFR 300.204 and 300.205

MOE Cooperative Agreement

An LEA may reduce the level of expenditures from local, or State and local funds below the level of those expenditures for the preceding fiscal year if the reduction is attributable to the following, previously paid for with State or local funds. Please check the one(s) that apply to your school district.

- a. The voluntary departure, by retirement or otherwise, or departure for just cause, of special education or related services personnel.
- b. A decrease in the enrollment of children with disabilities.
- c. The termination of the obligation of the agency, consistent with this part, to provide a program of special education to a particular child with a disability that is an exceptionally costly program, as determined by the SEA, because the child:
 - 1) has left the jurisdiction of the agency;
 - 2) has reached the age at which the obligation of the agency to provide FAPE to the child has terminated; or
 - 3) no longer needs the program of special education.
- d. The termination of costly expenditures for long-term purchases, such as the acquisition of equipment or the construction of school facilities.

MOE Cooperative Agreement

If you have checked one or more exceptions, please provide an explanation and the exact amount of the difference in expenditures from year to year for each exception. Exceptions only apply to activities previously paid for with State or local funds.

a.	The voluntary departure, by retirement or otherwise, or departure for just cause of special education or related services personnel.		
	Position	Reason for Leaving	Amount
1.			
2.			
3.			

c.	The termination of obligation of the district to provide a program of special education to a particular child with a disability that is an exceptionally costly program because the child leaves the district, ages out, graduates, or no longer needs the special education program.		
Student ID: _____ Justification: _____			
	Description of Expenditures	Amount	
1.			
2.			
3.			
Student ID: _____ Justification: _____			
	Description of Expenditures	Amount	
1.			
2.			
3.			
Student ID: _____ Justification: _____			
	Description of Expenditures	Amount	
1.			
2.			
3.			

d.	The termination of costly expenditures for long-term purchases, such as the acquisition of equipment or the construction of school facilities.	
	Description of Expenditures	Amount
1.		
2.		
3.		

LEA's Authorized Representative Signature:

The School Board has authorized me to sign on the LEA's behalf to participate in the Cooperative Project. I certify to the best of my knowledge the information provided in this agreement is accurate, and that the LEA as a member of the Cooperative will comply with the provisions of Article 24:05 of the Administrative Rules of South Dakota and Individuals with Disabilities Education Act, 2004 (PL 108-446). As a member of the Cooperative application the LEA agrees to be bound to all the requirements and assurances in the Cooperative grant application.

(Signature of LEA's Authorized Representative)

(Print Name and Title)

(Date)

LEA's Business Managers Signature:

I have reviewed the Maintenance of Effort information, and to the best of my knowledge the information provided in this agreement is accurate. The LEA intends to spend enough local or State and local funds to meet the Maintenance of Effort requirement.

(Signature of LEA's Business Manager)

(Print Name and Title)

(Date)

Cooperative's Authorized Representative Signature:

The Cooperative accepts the above named LEA to participate in the Cooperative Project.

(Signature of Cooperatives Authorized Representative)

(Print Name and Title)

(Date)

Please upload the form to the Grants Management System under the Consortium tab.

MOE Comparison Years & Expenditures - School Year 2018-2019									
State ID	Local Educational Agency	Local Expenditures	Local Expenditures Comparison Year	Local & State Expenditures	Local & State Expenditures Comparison Year	Local Expenditures per Capita	Local Expenditures per Capita Comparison Year	Local & State Expenditures per Capita	Local & State Expenditures per Capita Comparison Year
06001	ABERDEEN 06-1	-	0	5,741,833	2017	-	0	9,310	2015
58003	AGAR-BLUNT-ONIDA 58-3	-	0	332,102	2017	-	0	7,548	2017
61001	ALCESTER-HUDSON 61-1	-	0	559,163	2017	-	0	16,836	2015
11001	ANDES CENTRAL 11-1	-	0	281,698	2017	-	0	7,825	2017
38001	ARLINGTON 38-1	400,898.00	2017	400,898	2017	16,836	2015	16,836	2015
21001	ARMOUR 21-1	203,864.00	2017	203,864	2017	15,209	2016	15,209	2016
04001	AVON 04-1	-	0	540,030	2017	-	0	14,050	2016
49001	BALTIC 49-1	306,345.00	2017	640,258	2017	5,163	2015	10,327	2017
09001	BELLE FOURCHE 09-1	-	0	1,806,927	2017	-	0	7,560	2017
03001	BENNETT COUNTY 03-1	-	0	453,110	2017	-	0	7,665	2016
61002	BERESFORD 61-2	-	0	790,937	2017	-	0	8,414	2017
25001	BIG STONE CITY 25-1	142,363.00	2017	142,363	2017	10,951	2017	10,951	2017
52001	BISON 52-1	-	0	227,986	2017	-	0	9,499	2017
04002	BON HOMME 04-2	-	0	775,539	2017	-	0	10,480	2017
22001	BOWDLE 22-1	172,664.00	2017	172,664	2017	10,792	2017	10,792	2017
49002	BRANDON VALLEY 49-2	-	0	4,789,266	2017	-	0	10,168	2017
30003	BRIDGEWATER-EMERY 30-3	619,647.00	2017	693,396	2017	10,502	2017	11,752	2017
45004	BRITTON-HECLA 45-4	-	0	447,409	2017	-	0	6,779	2017
05001	BROOKINGS 05-1	-	0	4,348,229	2017	-	0	8,610	2017
26002	BURKE 26-2	-	0	221,993	2017	-	0	7,161	2017
43001	CANISTOTA 43-1	-	0	389,492	2017	-	0	12,384	2016
41001	CANTON 41-1	-	0	1,142,176	2017	-	0	6,964	2017
28001	CASTLEWOOD 28-1	-	0	286,770	2017	-	0	11,098	2016
60001	CENTERVILLE 60-1	-	0	364,691	2017	-	0	7,928	2017
07001	CHAMBERLAIN 07-1	-	0	1,317,499	2017	-	0	11,763	2017
39001	CHESTER AREA 39-1	-	0	599,097	2017	-	0	12,435	2016
12002	CLARK 12-2	522,649.00	2017	522,649	2017	9,468	2016	9,468	2016
50005	COLMAN-EGAN 50-5	-	0	345,475	2017	-	0	8,858	2017
59003	COLOME 59-3	252,972.00	2017	252,972	2017	10,541	2017	10,541	2017
21003	CORSICA-STICKNEY 21-3	-	0	281,227	2017	-	0	10,812	2016
16001	CUSTER 16-1	-	0	1,321,160	2017	-	0	10,829	2017
61008	DAKOTA VALLEY 61-8	-	0	1,216,014	2017	-	0	9,075	2017
38002	DE SMET 38-2	-	0	462,690	2017	-	0	10,760	2017
49003	DELL RAPIDS 49-3	-	0	1,228,439	2017	-	0	8,712	2017
05006	DEUBROOK AREA 05-6	-	0	538,746	2017	-	0	10,775	2017
19004	DEUEL 19-4	-	0	672,022	2017	-	0	10,500	2017
56002	DOLAND 56-2	-	0	269,595	2017	-	0	9,985	2017
51001	DOUGLAS 51-1	738,650.00	2017	2,656,352	2017	1,759	2017	6,340	2017
64002	DUPREE 64-2	-	0	586,140	2017	-	0	8,255	2017
20001	EAGLE BUTTE 20-1	-	0	974,681	2017	-	0	19,494	2017

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23001	EDGEMONT 23-1	-	0	270,624	2017	-	0	7,314	2017
22005	EDMUNDS CENTRAL 22-5	-	0	220,337	2017	-	0	12,961	2017
16002	ELK MOUNTAIN	-	0	-	0	-	0	-	0
61007	ELK POINT-JEFFERSON 61-7	-	0	630,571	2017	-	0	7,332	2017
05003	ELKTON 05-3	-	0	490,225	2017	-	0	13,277	2016
28002	ESTELLINE 28-2	-	0	688,928	2017	-	0	15,897	2016
17001	ETHAN 17-1	-	0	230,896	2017	-	0	11,773	2015
44001	EUREKA 44-1	-	0	392,461	2017	-	0	14,016	2017
46002	FAITH 46-2	164,691.00	2017	164,691	2017	7,842	2017	7,842	2017
24004	FAULKTON AREA 24-4	282,554.00	2017	282,554	2017	8,310	2017	8,310	2017
50003	FLANDREAU 50-3	-	0	1,213,645	2017	-	0	14,112	2017
14001	FLORENCE 14-1	-	0	397,695	2017	-	0	9,469	2017
06002	FREDERICK AREA 06-2	-	0	225,115	2017	-	0	8,658	2017
33001	FREEMAN 33-1	-	0	619,916	2017	-	0	9,393	2017
49004	GARRETSON 49-4	-	0	587,615	2017	-	0	10,131	2017
63001	GAYVILLE-VOLIN 63-1	179,779.00	2016	372,947	2017	3,908	2016	8,476	2017
53001	GETTYSBURG 53-1	-	0	296,071	2017	-	0	8,708	2017
26004	GREGORY 26-4	-	0	388,986	2017	-	0	10,357	2014
06006	GROTON AREA 06-6	805,461.00	2017	805,599	2017	10,196	2017	10,197	2017
27001	HAAKON 27-1	-	0	332,089	2017	-	0	9,203	2017
28003	HAMLIN 28-3	-	0	919,498	2017	-	0	13,177	2016
30001	HANSON 30-1	-	0	384,791	2017	-	0	5,659	2017
31001	HARDING COUNTY 31-1	272,628.00	2017	272,628	2017	7,883	2016	7,883	2016
41002	HARRISBURG 41-2	-	0	4,512,463	2017	-	0	7,552	2014
14002	HENRY 14-2	-	0	155,783	2017	-	0	6,725	2016
10001	HERREID 10-1	-	0	193,498	2017	-	0	14,884	2017
34002	HIGHMORE-HARROLD 34-2	-	0	402,420	2017	-	0	11,836	2017
51002	HILL CITY 51-2	-	0	689,184	2017	-	0	10,442	2017
56006	HITCHCOCK-TULARE 56-6	275,517.00	2017	275,517	2017	8,349	2017	8,349	2017
23002	HOT SPRINGS 23-2	-	0	1,007,575	2017	-	0	8,126	2017
53002	HOVEN 53-2	394,112.00	2017	394,112	2017	15,158	2017	15,158	2017
48003	HOWARD 48-3	559,214.00	2017	559,214	2017	10,356	2017	10,356	2017
02002	HURON 02-2	1,538,099.00	2017	3,299,413	2017	4,397	2014	8,028	2017
22006	IPSWICH 22-6	486,724.00	2017	486,724	2017	8,850	2017	8,850	2017
13003	IRENE-WAKONDA 13-3	-	0	514,548	2017	-	0	7,796	2017
02003	IROQUOIS 02-3	396,693.00	2017	396,693	2017	9,675	2017	9,675	2017
37003	JONES COUNTY 37-3	274,091.00	2017	274,091	2017	9,857	2015	9,857	2015
35002	KADOKA AREA 35-2	457,102.00	2017	457,102	2017	8,954	2016	8,954	2016
07002	KIMBALL 07-2	-	0	284,069	2017	-	0	9,164	2017
38003	LAKE PRESTON 38-3	-	0	462,203	2017	-	0	19,258	2017
45005	LANGFORD AREA 45-5	-	0	309,627	2017	-	0	9,988	2017

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40001	LEAD-DEADWOOD 40-1	-	0	1,343,368	2017	-	0	12,794	2017
52004	LEMMON 52-4	351,678.00	2017	351,678	2017	8,325	2014	8,325	2014
41004	LENNOX 41-4	-	0	1,335,844	2017	-	0	8,047	2017
44002	LEOLA 44-2	-	0	258,586	2017	-	0	10,747	2016
42001	LYMAN 42-1	-	0	521,104	2017	-	0	12,470	2015
39002	MADISON CENTRAL 39-2	-	0	1,475,079	2017	-	0	8,517	2015
60003	MARION 60-3	310,673.00	2017	501,714	2017	11,080	2016	15,800	2016
43007	MCCOOK CENTRAL 43-7	-	0	658,329	2017	-	0	9,975	2017
15001	MCINTOSH 15-1	-	0	192,892	2017	-	0	6,028	2017
15002	MCLAUGHLIN 15-2	-	0	573,743	2017	-	0	6,379	2017
46001	MEADE 46-1	2,410,183.00	2017	2,879,916	2017	5,451	2016	6,468	2016
33002	MENNO 33-2	326,985.00	2017	326,985	2017	12,180	2016	12,180	2016
25004	MILBANK 25-4	-	0	1,267,250	2017	-	0	9,052	2017
29004	MILLER 29-4	514,771.00	2017	514,771	2017	7,354	2017	7,354	2017
17002	MITCHELL 17-2	1,946,081.00	2017	3,672,935	2017	4,566	2016	8,302	2016
62006	MOBRIDGE-POLLOCK 62-6	-	0	654,745	2017	-	0	5,743	2017
43002	MONTROSE 43-2	-	0	466,280	2017	-	0	11,315	2016
17003	MOUNT VERNON 17-3	-	0	396,755	2017	-	0	16,288	2016
51003	NEW UNDERWOOD 51-3	-	0	218,979	2017	-	0	7,064	2017
09002	NEWELL 09-2	-	0	488,871	2017	-	0	8,148	2017
56007	NORTHWESTERN AREA 56-7	334,694.00	2017	334,694	2017	10,797	2017	10,797	2017
23003	OELRICHS 23-3	-	0	123,499	2017	-	0	4,940	2017
65001	OGLALA LAKOTA COUNTY 65-1	-	0	2,243,544	2017	-	0	6,799	2017
39005	OLDHAM-RAMONA 39-5	206,661.00	2017	206,661	2017	9,394	2017	9,394	2017
60004	PARKER 60-4	-	0	376,406	2017	-	0	6,740	2016
33003	PARKSTON 33-3	-	0	591,310	2017	-	0	10,559	2017
32002	PIERRE 32-2	1,644,129.00	2017	2,798,077	2017	5,043	2017	8,583	2017
01001	PLANKINTON 01-1	-	0	1,612,988	2017	-	0	32,260	2017
11005	PLATTE-GEDDES 11-5	-	0	770,271	2017	-	0	14,005	2017
51004	RAPID CITY 51-4	9,571,116.00	2017	16,771,594	2017	5,236	2016	8,391	2016
56004	REDFIELD 56-4	-	0	1,063,628	2017	-	0	7,821	2017
54004	ROSHOLT 54-4	181,613.00	2017	181,613	2017	7,343	2016	7,343	2016
39004	RUTLAND 39-4	163,808.00	2017	163,808	2017	9,100	2017	9,100	2017
55005	SANBORN CENTRAL 55-5	-	0	200,131	2017	-	0	14,295	2017
04003	SCOTLAND 04-3	-	0	347,310	2017	-	0	6,679	2017
62005	SELBY AREA 62-5	-	0	294,237	2017	-	0	12,260	2017
49005	SIOUX FALLS 49-5	14,968,926.00	2017	33,221,556	2017	3,952	2017	8,770	2017
05005	SIOUX VALLEY 05-5	-	0	961,427	2017	-	0	11,725	2017
54002	SISSETON 54-2	-	0	1,140,695	2017	-	0	5,910	2017
15003	SMEE 15-3	-	0	646,409	2017	-	0	13,467	2017
26005	SOUTH CENTRAL 26-5	-	0	101,561	2017	-	0	7,239	2015

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40002	SPEARFISH 40-2	-	0	2,280,909	2017	-	0	7,406	2017
57001	STANLEY COUNTY 57-1	644,141.00	2017	644,141	2017	10,560	2017	10,560	2017
54006	SUMMIT 54-6	-	0	161,273	2017	-	0	7,526	2015
41005	TEA AREA 41-5	-	0	2,547,035	2017	-	0	11,847	2017
20003	TIMBER LAKE 20-3	-	0	329,270	2017	-	0	6,720	2017
66001	TODD COUNTY 66-1	-	0	2,351,215	2017	-	0	6,776	2017
33005	TRIPP-DELMONT 33-5	341,383.00	2017	341,383	2017	12,644	2017	12,644	2017
49006	TRI-VALLEY 49-6	-	0	1,285,075	2017	-	0	9,449	2017
13001	VERMILLION 13-1	-	0	1,078,144	2017	-	0	6,867	2017
60006	VIBORG-HURLEY 60-6	-	0	384,244	2017	-	0	7,250	2017
11004	WAGNER 11-4	-	0	1,140,473	2017	-	0	7,975	2017
51005	WALL 51-5	-	0	208,680	2017	-	0	14,906	2017
06005	WARNER 06-5	-	0	216,236	2017	-	0	5,690	2017
14004	WATERTOWN 14-4	-	0	5,333,381	2017	-	0	9,324	2017
18003	WAUBAY 18-3	184,889.00	2017	184,889	2017	6,603	2017	6,603	2017
14005	WAVERLY 14-5	-	0	356,864	2017	-	0	9,913	2017
18005	WEBSTER AREA 18-5	-	0	733,717	2017	-	0	9,933	2016
36002	WESSINGTON SPRINGS 36-2	-	0	574,208	2017	-	0	14,005	2017
49007	WEST CENTRAL 49-7	-	0	1,246,078	2017	-	0	6,997	2016
01003	WHITE LAKE 01-3	-	0	188,227	2017	-	0	15,686	2017
47001	WHITE RIVER 47-1	-	0	319,355	2017	-	0	3,943	2017
12003	WILLOW LAKE 12-3	-	0	218,190	2017	-	0	7,793	2017
54007	WILMOT 54-7	-	0	419,931	2017	-	0	10,715	2016
59002	WINNER 59-2	704,633.00	2017	704,633	2017	10,620	2014	10,620	2014
02006	WOLSEY-WESSINGTON 02-6	-	0	539,450	2017	-	0	11,727	2017
55004	WOONSOCKET 55-4	-	0	238,251	2017	-	0	10,471	2016
63003	YANKTON 63-3	-	0	3,382,486	2017	-	0	6,792	2017