

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



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

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

**U.S. Department of Education  
September 8, 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](mailto: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 Jim Butler at 202-453-7500 or [James.Butler@ed.gov](mailto:James.Butler@ed.gov).

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

STATE:  Maryland

**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*

\$ <u>5,288,615,424</u>	The level of State support for elementary and secondary education ( <i>in the aggregate</i> ) for FY 2010.
\$ <u>1,388,936,183</u>	The level of State support for public IHEs for FY 2010.
\$ <u>15,954,985,721</u>	Total revenues available to the State for FY 2010.

FY 2010 Baseline Percentages

33.1 % State support for elementary and secondary education for FY 2010 as a percentage of total FY 2010 State revenues.

8.7 % State support for public IHEs for FY 2010 as a percentage of total FY 2010 State revenues.

Projected FY 2011 Data

\$ 5,376,577,116 The projected level of State support for elementary and secondary education (*in the aggregate*) for FY 2011.

\$ 1,405,913,724 The projected level of State support for public IHEs for FY 2011.

\$ 15,887,586,850 Projected total revenues available to the State for FY 2011.

Projected FY 2011 Percentages

33.8 % Projected State support for elementary and secondary education for FY 2011 as a percentage of projected total FY 2011 State revenues.

8.8 % 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.

MARTIN O'MALLEY

Governor or Authorized Representative (Printed Name)



Signature of Governor or Authorized Representative

11/10/10

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); and
- 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; and
- 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 requirement.

FY 2010 Baseline Data

5,288,615,424 State support for K-12

1,388,936,183 State support for public IHEs

15,954,985,721 Total appropriations

FY 2010 Baseline Percentages

33.1% State support for K-12 as a percent of total State approj

8.7% State support for public IHEs as a percent of total State

FY 2011 Baseline Data

5,376,577,116 State support for K-12

1,405,913,724 State support for public IHEs

15,887,586,850 Total appropriations

FY 2011 Baseline Percentages

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**Attachment #1 - Data for K-12 Maintenance of Effort Requirement  
Aid to Education - State Support**

	<b>FY 2010</b>	<b>FY 2011</b>
<b>FOUNDATION (R00A02.01)</b>	2,726,705,897	2,763,479,574
<b>GCEI</b>	37,879,747	37,879,747
<b>Supplemental</b>	26,599,116	26,599,116
	<u>2,791,184,760</u>	<u>2,827,958,437</u>
<b>COMPENSATORY EDUCATION (R00A02.02)</b>	914,367,170	974,756,066
<b>LOCAL EMPLOYEE FRINGES (R00A02.03)</b>		
Bds of Ed	621,769,420	621,769,420
Library - Montgomery	2,813,430	2,964,215
Library - all other	12,440,503	13,889,175
	<u>637,023,353</u>	<u>638,622,810</u>
<b>CHILDREN AT RISK - SEED SCHOOL (R00A02.04)</b>	4,000,000	6,000,000
	-	-
<b>FORMULA PRGMS SPECIAL POPULATIONS (R00A02.05)</b>	6,375,000	6,120,000
	-	-
<b>STUDENTS W/DISAB. (R00A02.07)</b>		
Formula (a)	267,403,814	264,001,563
Other	123,159,286	123,159,286
	<u>390,563,100</u>	<u>387,160,849</u>
<b>ENVIRONMENTAL EDUCATION (R00A02.10)</b>	625,000	-
<b>INNOVATIVE PROGRAMS (R00A02.13)</b>	2,766,206	3,497,736
<b>LIMITED ENGLISH PROFICIENT (R00A02.24)</b>	143,945,941	151,196,206
<b>GUARANTEED TAX BASE (R00A02.25)</b>	63,753,733	47,391,600
<b>FOOD SERVICES PROGRAMS (R00A02.27)</b>	7,156,664	7,156,664
<b>PUBLIC LIBRARIES (R00A02.31)</b>	33,219,400	33,032,330
<b>STATE LIBRARY NETWORK (R00A02.32)</b>	15,608,631	15,657,837
<b>TRANSPORTATION (R00A02.39)</b>	225,078,351	225,078,351
<b>SCIENCE &amp; MATH EDUCATION INITIATIVE (R00A02.52)</b>	1,321,115	1,321,230

**Attachment #1 - Data for K-12 Maintenance of Effort Requirement  
Aid to Education - State Support**

	<b>FY 2010</b>	<b>FY 2011</b>
TEACHER DEVELOPMENT (R00A02.55)	5,648,000	5,648,000
TRANSITIONAL EDUCATION PROGRAM (R00A02.57)	10,575,000	10,575,000
HEADSTART (R00A02.58)	1,800,000	1,800,000
CHILD CARE SUBSIDY (R00A02.58)	33,604,000	33,604,000
<b>TOTAL - R00A02*</b>	<b>5,288,615,424</b>	<b>5,376,577,116</b>

**Attachment #2 - Data for Maintenance of Effort Requirement  
Higher Education - State Support**

<b>Institution</b>	<b>FY 2010</b>	<b>FY 2011</b>
University Of Maryland Baltimore	180,473,559	184,459,935
University of Maryland College Park	405,533,847	411,509,320
Bowie State University	35,349,241	34,921,359
Towson University	88,928,616	89,944,941
University of Maryland Eastern Shore	32,928,572	31,867,298
Frostburg State University	32,711,204	32,851,678
Coppin State University	37,899,470	37,774,962
University of Baltimore	30,460,505	30,123,847
Salisbury University	38,662,497	39,049,439
University of Maryland University College	29,804,848	31,429,876
University of Maryland Baltimore County	88,737,822	94,499,725
<b>Total University System of Maryland</b>	<b>1,001,490,181</b>	<b>1,018,432,380</b>
Baltimore City Community College	40,202,531	40,902,095
Saint Mary's College of Maryland	17,214,772	17,517,752
Morgan State University	73,855,003	72,946,259
Community Colleges	256,173,696	256,115,238
<b>Total</b>	<b>1,388,936,183</b>	<b>1,405,913,724</b>

## Attachment #3 - Data for Maintenance of Effort Requirement State Appropriations

	FY 2010	FY 2011
General Funds	13,491,680,242	13,172,689,488
Special Funds	5,735,717,851	6,031,147,583
less Dedicated Revenues unavailable for education:		
Annuity Bond Fund <sup>1</sup>	-784,986,995	-834,344,026
Transportation Trust Fund <sup>2</sup>	-2,487,425,377	-2,441,052,195
Video Lottery Terminals <sup>3</sup>	0	-40,854,000
Total Special Funds	2,463,305,479	2,714,897,362
State Appropriations	15,954,985,721	15,887,586,850

### Notes:

<sup>1</sup>Special fund revenues to and appropriations from the Annuity Bond Fund are dedicated to pay debt service on the State's general obligation bonds. The Maryland constitution states that these funds may not be used for another purpose unless all debt is retired.

<sup>2</sup>Special fund revenues to and appropriations from the Transportation Trust Fund are dedicated to pay debt service on consolidated transportation bonds and for any other lawful purpose related to the exercise of the rights, powers, duties and obligations of the Transportation Department.

<sup>3</sup>Special fund revenues from the proceeds of Video Lottery Terminals are distributed for specific purposes according to State law. The share of the proceeds dedicated to the facility operator's are shown above.

Federal Fund appropriations were excluded from this analysis per Federal Guidance.

Higher education tuition and fee revenue (Current Unrestricted Funds) and research grants and donations restricted for a particular purpose, including student aid, (Current Restricted Funds) were also excluded per federal guidance that these funds may not be counted as state support.

Reimbursable funds were excluded because they are an accounting technique used to record expenditure: in one agency paid for by an appropriation of general special or federal funds in another agencies budget. Including these funds would count the same appropriation twice.

**Attachment #4 - Data for Maintenance of Effort Requirement  
VLT Revenue Distribution**

	<u>FY 2011</u>	
Gross VLT Revenues:	\$123,800,000	
less Lottery Administration (2%)	-\$2,476,000	--->budgeted in E75D00.02
less Education Trust Fund (48.5%)	-\$60,043,000	--->budgeted in R00A02.01
VLT proceeds not available for administration or education	<u>\$61,281,000</u>	
Distribution of remaining proceeds:		
Licensee Payment (33%)	\$40,854,000	--->budgeted in E75D00.02
Small, Minority, and Women-Owned Business Investment Account (1.5%)	\$1,857,000	--->budgeted in T00F00.15
Purse Dedication Grant (7%)	\$8,666,000	--->budgeted in P00E01.02
Racetrack Facility Redevelopment Account (2.5%)	\$3,095,000	--->budgeted in P00E01.05
Local Impact Grants (5.5%)	\$6,809,000	--->budgeted in P00E01.06