

U.S. Department of Education's Note on California's Revised Maintenance-of-Effort Data

The State Fiscal Stabilization Fund (SFSF) program contains maintenance-of-effort (MOE) requirements that States must meet in each of fiscal years 2009, 2010, and 2011 (see section 14005(d)(1) of the American Recovery and Reinvestment Act of 2009). These requirements apply to the levels of State support for both elementary and secondary education and public institutions of higher education (IHEs). The Department has previously indicated that a State may demonstrate its MOE levels of support on either an aggregate or per-pupil/per-FTE basis. (See the Department's January 2010 guidance on MOE requirements.) California initially demonstrated its MOE levels of support for both elementary and secondary education and public IHEs on an aggregate basis. On September 15, 2009, the State amended its application to demonstrate MOE levels of support for elementary and secondary education on a per-pupil basis. The State is consistently using this methodology across fiscal years.