

# 2021–2022 American Rescue Plan (ARP) IDEA Allocation



**Utah State Board of Education**

**presented by**

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# Allocation

- Section 2014(a) of the American Rescue Plan Act of 2021 (ARP) provided the following supplemental funding for Fiscal Year 2022 for the three IDEA formula grant programs described below.<sup>1</sup>
  - 2.58 billion for IDEA Part B Grants to States (611)
  - 200 million for IDEA Part B Preschool Grants (619)

<sup>1</sup>[ARP IDEA Fact Sheet](#)



# Distribution

- ARP allocations will be released to Local Education Agencies (LEAs) for the preliminary 611 and 619 allocations.
  - Preliminary allocations are subject to adjustments following the October 1 student counts.
- Each LEA will receive up to two ARP IDEA allocations:
  - 611 School Age
  - 619 Preschool (*if the LEA provides services to the 3–5 age population*)



# Tracking APR IDEA Funds

- ARP IDEA funds will be assigned separate revenue and expense codes for 611 and 619 awards.
- The separate fund codes will allow LEA and the SEA to track ARP IDEA expenditures.
  - This information will be important for LEA fiscal audits and fiscal monitoring.
  - The USBE will monitor ARP IDEA budgets and expenditures in the same manner as typical federal and state special education funds.



# Budgeting APR IDEA Funds

- ARP IDEA funds must be used only to pay the excess cost of providing special education and related services in accordance with part B of IDEA.<sup>1 2</sup>
- Funds may be used for all allowable purposes under Part B of IDEA and are subject to all requirements and provisions that apply to IDEA funds.<sup>2</sup>

<sup>1</sup>[34 CFR §§ 300.705\(a\) and 300.815](#); see also [34 CFR § 300.202\(a\)\(2\)](#)

<sup>2</sup>[ARP IDEA Fact Sheet](#)



# Budgeting APR IDEA Funds cont.

- Private School Proportionate Share (PSPS):
  - Will be calculated using the total regular IDEA and ARP 611 allocations.
  - The total amount should be budgeted to the regular IDEA 611 budget.
- CEIS & CCEIS:
  - Will be initially calculated using 15% of the total initial regular IDEA and ARP IDEA allocations.
  - The total should be budgeted to the regular 611 budget.



# Expenditure Considerations

- Consider Sustainability<sup>1</sup>
- Consider a focus on challenges from the Pandemic<sup>1</sup>
  - School re-entry
  - Disruption in the education of children with disabilities
  - Mental health services
- Consider a focus on the issue of equity in special education and early intervention services.<sup>1</sup>
- Issues that LEAs experienced when expending or having ARRA funds audited: busses, playgrounds, and technology.

<sup>1</sup>[OSEP June 2021 Monthly Technical Assistance Call](#)



# ARP IDEA Equipment/Construction

- Prior authorization is required for all equipment and construction expenditures.
- ARP IDEA funds will follow the same 27-month life timeline as the regular IDEA funds.



# Adjustment to Local Effort

- Any fiscal year that an LEA's IDEA allocation exceeds the amount the LEA received for the previous fiscal year, under certain circumstances, the LEA may reduce the level of local, or State and local, expenditures otherwise required to meet MOE by up to 50 percent of the amount of the excess, as long as the LEA uses the freed up local funds for activities that could be supported under ESEA.<sup>1 2</sup>

<sup>1</sup>[Section 613\(a\)\(2\)\(C\) of IDEA](#)

<sup>2</sup>[ARP IDEA Fact Sheet](#)



# LEA Requirements to Reduce MOE

- An LEA may not take this reduction if the SEA determines the LEA is unable to establish and maintain programs of FAPE, or the SEA has taken action against the LEA under section 616 of IDEA.<sup>1</sup>
- An SEA must prohibit an LEA from taking the MOE reduction if the LEA's determination is Needs Assistance, Needs Intervention, or Needs Substantial Support.<sup>1</sup>
- An LEA that is required to budget 15% under CCEIS due to disproportionality will not be able to take advantage of the MOE reduction.<sup>1</sup>

<sup>1</sup>[ARP IDEA Fact Sheet](#)



# School-Age AFR Maintenance of Effort Data

- LEAs who choose to use to reduce MOE and have voluntary CEIS, must reduce the MOE reduction amount by the amount expended for voluntary CEIS.
- LEAs that reduce MOE under this method are required to set-aside, from operating funds, an amount equal to the reduced amount. These set-aside funds are required to be for ESEA activities for non-special education students.



# Helpful Links

- [FACT SHEET: Section 2014 of the American Rescue Plan Act of 2021 and the Individuals with Disabilities Education Act \(PDF\)](#)

