

VI FINANCIAL REQUIREMENTS

- 6.01 1. The State will comply with the requirements in Title I and the provision of the State Plan, including the provision of a financial audit of funds received under this Act which may be included as part of an audit of other federal or state programs. [Sec.122(c)(10)]
2. Funds made available under this Act for vocational and technical education activities shall supplement, and shall not supplant, non-federal funds expended to carry out vocational and technical education activities and tech-prep activities. [Sec 311(a)]
3. Maintenance of Effort:
- A. The State, from State appropriated funds, will make expenditures based upon per-student or aggregate expenditures for vocational and technical education programs for the fiscal year preceding the fiscal year for which the determination is made that equal or exceed such expenditures for vocational and technical education programs for the second fiscal year preceding the fiscal year for which the determination is made.
- B. In computing the fiscal effort or aggregate expenditures, the Secretary shall exclude capital expenditures, special one-time project costs, and the cost of pilot programs. [Sec. 311(b)(1)(A)(B)]
4. State Administrative Costs:
- For each fiscal year for which the State receives assistance under this Act, the State shall provide, from non-federal sources, for the costs incurred for the administration of programs under this Act an amount that is not less than the amount provided by the eligible agency from non-federal sources for such costs for the preceding fiscal year. [Sec 323(a)]
5. No funds made available shall be used (1) to require any secondary school student to choose or pursue a specific career path or major; and (2) to mandate that any individual participate in a vocational and technical education program. [Sec 314(1)(2)]
6. No funds received under this Act may be used to provide vocational and technical education programs to students prior to the seventh grade, except that equipment and facilities purchased with funds under this Act may be used by such students. [Sec 315]
7. No funds provided under this Act shall be used for the purpose of directly providing incentives or inducements to an employer to relocate a business enterprise from one state to another state if such relocation will result in a reduction in the number of jobs available in the State where the business enterprise is located before such incentives or inducements are offered. [Sec. 322]
8. Any funds under this Act that are used for student financial assistance will not be considered as income or resources in determining eligibility for assistance under any other federally-funded program. [Sec.325(a)]

9. Funds made available under this Act may be used to pay for the costs of vocational and technical education services required in an individualized education plan developed pursuant to section 614(d) of the Individuals with Disabilities Education Act and services necessary to meet the requirements of Section 504 of the Rehabilitation Act of 1973 with respect to ensuring equal access to vocational and technical education. [Sec.325(c)]
 10. The State Board of Vocational Education and the Governor's Office have jointly designated the State Occupational Coordinating Committee as the entity that will provide occupational and employment information in the State of Nebraska. [Sec. 118(b)]
 11. A request for an alternative allocation formula at the secondary or postsecondary level will not be made. [Sec. 131(c) and Sec. 132(b)]
 12. All of the funds made available under this Act shall be used in accordance with the requirements of this Act. None of the funds made available may be used to provide funding under the School-to-Work Opportunities Act of 1994 or to carry out, through programs funded under this Act, activities that were funded under the School-to-Work Opportunities Act of 1994. [Sec. 6]
- 6.02 The State Board of Vocational Education assures that none of the funds expended under Title I will be used to acquire equipment (including computer software) in any instance in which such acquisition results in a direct financial benefit to any organization representing the interests of the purchasing entity, the employees of the purchasing entity, or any affiliate of such an organization. [Sec. 122(c)(11)]
- 6.03 The State from its allotment for the basic programs authorized by Title II of the Act, shall reserve funds as follows: [Sec.112]

See the following page.

Allocation of Funding

	FY01	State
Basic Grant	6,816,893	780,000
Administration (5%)	340,845	630,000
Leadership (10%)	681,689	150,000
Assessment/Accountability	(35,000)	
Increased Use of Technology	(10,000)	
Professional Development	(100,000)	
Integration of Academic and Voc. Ed.	(75,000)	
Nontraditional Training	(150,000)	
Support for Individuals in State Institutions	(45,000)	
Support for Programs for Special Populations	(20,000)	
Supporting Partnerships	(6,000)	
Technical Assistance	(80,000)	(80,000)
Support for VSOs	(85,000)	(70,000)
Guidance and Counseling	(75,000)	
Secondary/Postsecondary (85%)	5,794,359	
Secondary (60%)	(3,476,615)	
Postsecondary (40%)	(2,317,744)	

The rationale for the secondary/postsecondary allocation is (1) there are greater State resources appropriated for vocational technical education programs at the postsecondary level, and (2) secondary programs serve a greater number of students.

6.04 The State will distribute approximately 60% of the funds made available under Section 112(a)(1) for secondary programs for fiscal year 2000 and succeeding fiscal years to local educational agencies within the state as follows: [Section 131(b)]

1. 30% shall be allocated to such local educational agencies in proportion to the number of individuals aged 5 through 17 (Census Bureau's estimates), inclusive, who reside in the school district served by such local educational agency for the preceding fiscal year compared to the total number of such individuals who reside in the school districts served by all local educational agencies in the State for such preceding fiscal year. [Program Memo - OVAE/DVTE-FY2000-2]
2. 70% shall be allocated to such local educational agencies in proportion to the number of individuals in poverty aged 5 through 17 (Census Bureau's estimate) who reside in the school district served by such local educational agency compared to the number of such individuals who reside in the school districts served by all the local educational agencies in the State. These calculations will be based upon the most current census data that are available.
[Program Memo - OVAE/DVTE - FY99-8]

A local educational agency shall not receive an allocation unless the amount allocated is \$15,000 or greater. A local educational agency may enter into a consortium with other local educational agencies for the purpose of meeting the minimum allocation.[Sec.131(d)(1)]

Any amounts that are not allocated by the above procedure will be reallocated to local education agencies that meet this requirement. [Sec.131(d)(3)]

The amount allocated to local educational agencies that have jurisdiction only over secondary schools will be determined based on the number of students that entered such secondary schools in the previous year from the elementary schools involved. [Sec.131(e)(2)]

No funds will be allocated to a local educational agency that serves only elementary schools, but will be distributed to the local educational agency that provides secondary school services to secondary school students in the same attendance area. [Sec.131(e)(1)]

The State of Nebraska does not have Area Vocational Schools at the secondary level. The Intermediate Educational Agencies are Educational Service Units and may serve as the administrative agencies for consortiums. [Sec.131(f)(1)]

6.05 The State will distribute approximately 40% of the funds made available under Section 112(a)(1) for postsecondary programs for fiscal year 2000 and succeeding fiscal years to eligible institutions within the state as follows: [Sec.132(a)(2)]

Each eligible institution will receive an amount that bears the same relationship to the portion of funds made available as the sum of the number of individuals who are federal Pell Grant recipients and recipients of assistance from the Bureau of Indian Affairs enrolled in programs meeting the requirements of section 135 offered by such institution in the preceding fiscal year bears to the sum of the number of such recipients enrolled in such programs within the state for such year.

No eligible institution shall be provided a grant for an amount that is less than \$50,000. Eligible institutions whose allocation is less than this amount may enter into a consortium with other eligible institutions for the purpose of meeting the minimum grant requirement. [Sec.132(c)(1)]

Any amounts that are not allocated by the above procedure will be reallocated to eligible institutions that meet this requirement. [Sec.132(c)(2)]

6.06 Reallocation

1. In any academic or program year that an eligible recipient does not expend all of the amount that is allocated for such year under 6.04 and 6.05, such eligible recipient shall return any unexpended amounts to the State to be reallocated under 6.04 and 6.05 as appropriate.
2. In any academic or program year in which amounts are returned to the State under 6.04 and 6.05 and the State is unable to reallocate such amounts according to such sections in time for such amounts to be expended in such academic or program year, the State shall retain such amounts to be distributed in combination with amounts provided for the following academic or program year.

6.07 The estimated allocation to each local educational agency and to eligible institutions are shown in Appendix G.