Q&A about MOA and Perkins

Office for Civil Rights
- David Tryon, Deputy Assistant Secretary
- Maria Litsakis, MOA Attorney

Office of Career, Technical, and Adult Education
- Casey K. Sacks, Ph.D., Deputy Assistant Secretary
- Sharon Lee Miller, Ph.D., Perkins Director
WELCOME
Logistics, timelines, reporting

• Do we submit the MOA plan through the Perkins Portal?

• Will the Perkins State Plan portal allow for states with two MOA agencies to report secondary and postsecondary MOA plans and activities separately?

• Does the July 1, 2020 due date for MOA plans apply to all states or only those states that typically submit their biennial reports and targeting plans in even years?
MOA plans - content

- Does the current system used under the former MOP still meet the requirements moving forward?

- If states want to continue with their same MOA plan, do they need to develop a new MOA plan by the stated deadline or does it continue unless it is updated?

- Even though the DCLs, such as those about the MOA Targeting Plan, have been rescinded, if a State chooses to continue with the status quo in its targeting and other review methods, does the State need to restate and adopt what was rescinded as part of its new MOA plan?
MOA plans - content continued

• If a State wants to lead its LEAs in systemic changes that would improve services across the state instead of or in addition to doing individual site reviews as we currently are doing, how would a state write that into the state MOA plan?

• Who will review state MOA plans?

• Is there any guidance related to what we can and can’t do this year?

• What is OCR’s role in the new MOA program?

• Can we send the MOA plan prior to July 1, 2020 and change MOA activities and reporting as soon as we submit the new MOA plan?
MOA plans - relationship to Perkins V

• Can the Perkins V plan be used to address the MOA plan?

• Is there a requirement to include all the stakeholders in this new MOA plan, as there is in Perkins V?
Targeting plans

- Is the MOA plan the same as the targeting plan and how does the February 2020 MOP impact the targeting plan used to identify subrecipients for compliance reviews?
MOA and Perkins V Alignment

• Does this mean MOA LOFs will be expanded to include the Perkins V special population categories such as homeless populations, etc. that do not fall under the civil rights laws incorporated into the 1979 MOA Guidelines?

• Are States only required to review subrecipients that receive Perkins funds under the MOA program now?

• Should states be aligning their MOA reviews and Perkins on-site monitoring and can States explicitly integrate Perkins V on-site monitoring with MOA reports too?
Biennial reports

• Is the MOA Plan the same as the biennial report?

• Are States still required to submit a biennial report?

• How does this change impact the biennial reports due July 1, 2020? Are biennial reports still due this summer (July 1, 2020)? Are they still due on the same dates?

• Does this change the contents of our biennial reports to OCR? Our state has completed multiple visits and have compiled our biennial report due this summer and are prepared to submit it to OCR in the same format we have been utilizing as in the past. Does our state need to change that now?
Biennial reports

- Reporting details for Perkins are available at https://cte.ed.gov/accountability/consolidated-annual-report
Biennial reports

- Is the MOA Plan the same as the biennial report?
- Are States still required to submit a biennial report?
- How does this change impact the biennial reports due July 1, 2020? Are biennial reports still due this summer (July 1, 2020)? Are they still due on the same dates?
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Compliance reviews and monitoring

• Does this mean that OCR will no longer be reviewing Letters of Findings and Voluntary Compliance Plans?

• Do we cease reviews for this year and are States still required to conduct a certain number of MOA civil rights on-site reviews per year?

• Currently States conduct monitoring to ensure that the corrective actions agreed to by subrecipients in response to letters of findings have been completed. Will this process change?
MOA Technical Assistance/ OPEN Center

• Is the desire for MOA Coordinators to route TA inquiries through the OCR MOA attorney or staff person who reviews our biennial reports or go through the OPEN Center from now on?
Public comment

- Does this require public comment?
- Are there changes states might make to the MOP that would create the need for public hearings?
OCR regional offices

- Can you please describe the expected relationship between the states and the regional OCR offices? How will states know that cases which are passed on to the OCR office are closed?

- Are MOA Coordinators solely responsible for the enforcement of Title II in MOA/CTE or will that be handled through complaint processes to OCR regional offices?

- Have OCR regional offices been made aware of this change?
MOA 2020 Conference

• Will there be a session about the February 2020 MOA Memorandum of Procedures at the upcoming MOA Coordinator’s Conference?

• What provisions are being made for MOA coordinators who are not permitted to travel out of state to attend the MOA conference?

• Can we get a more strongly worded letter from OCR that MOA Coordinators must attend the MOA conference?
Other upcoming events

- Brustein & Manasevit Spring Forum - DC - April 30
- MOA Conference - Orlando - May 5-8
- National Assoc for Career Technical Education Information Annual Conference - Nashville - May 11
- Advance CTE State Leadership Meeting - DC - May 15
- A number of State Association for Career and Technical Education summer conferences
- Perkins Data Quality Institute - DC - Nov TBD
Questions
Thank you