



WIA Eligibility:

Sorting out Fact from Fiction and Implementing Strategies to Streamline Processes

ASTD Regional Technical Forum
“Recalibrating the Workforce System”
Tuesday, September 13, 2011

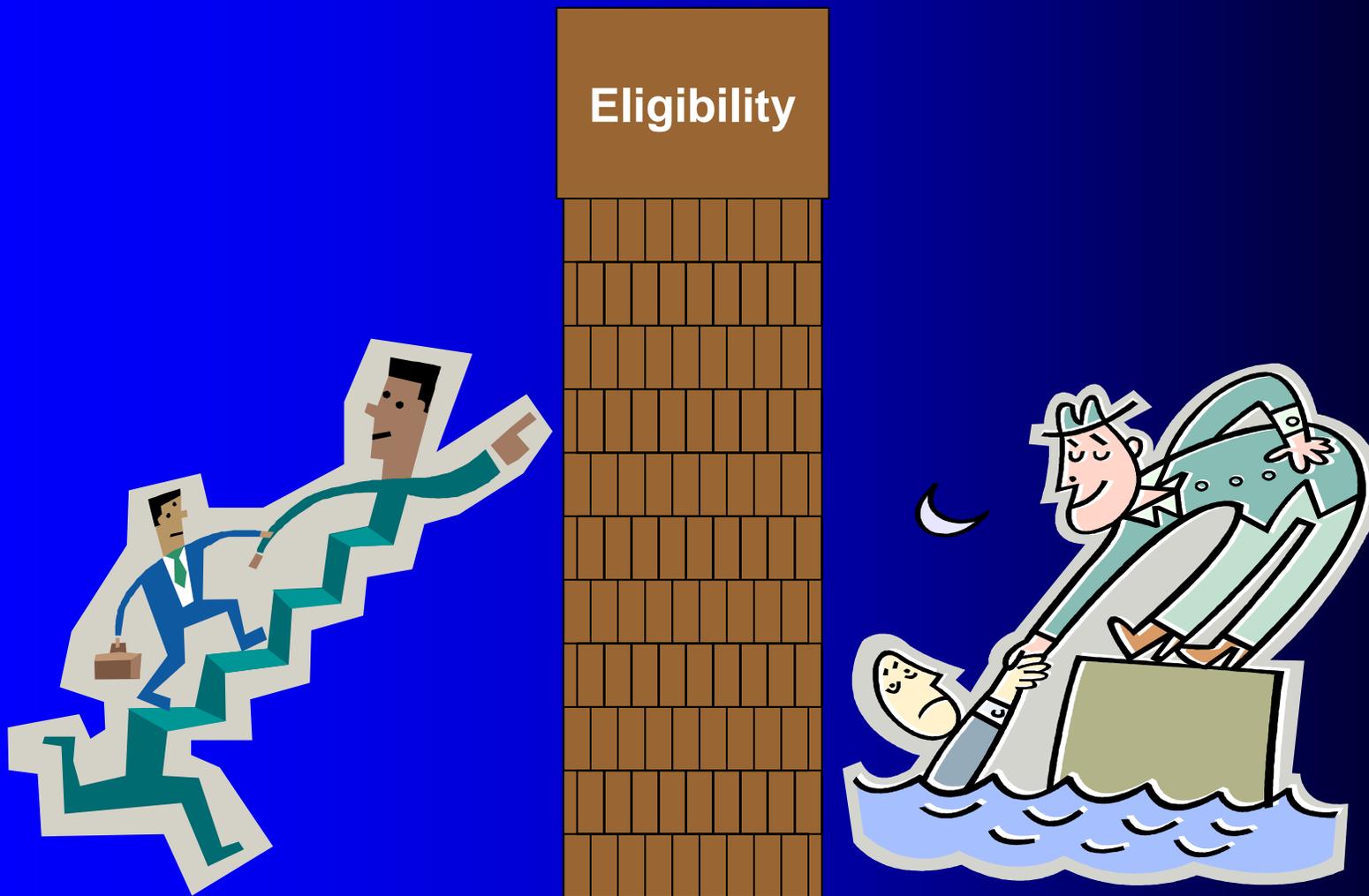


Today's Objectives

1. Clarify Federal laws and rules governing eligibility for Wagner-Peyser and Workforce Investment Act Adult, Dislocated Worker, and Youth programs;
2. Identify where Local and State rules and practices diverge;
3. Identify barriers to program eligibility; and,
4. Explore strategies to mitigate “document overload.”



The Eligibility Conundrum!





EXERCISE





Wagner-Peyser Eligibility Criteria

■ Universal Access



SPECIALIZED SERVICE GROUPS

- Veterans;
- Unemployment Insurance Claimants;
- Individuals with Disabilities;
- Migrant and seasonal farm-workers;
- Ex-offenders;
- Youth;
- Minorities; and.
- Older workers.



Adult Eligibility Criteria

- Under section 134(d)(2) of WIA, adults have access to core services in One-Stop centers without regard to eligibility.

Other Criteria:

- 18 years old and older
- Registered with Selective Service*
- Veteran's Priority of Service**
- Priority of Service***





Selective Service*



- Those required to register include:
Male citizens born after December 31, 1959, aged 18 but not yet 26, permanent resident aliens, others
- Selective Service webpage provides information, online registration and verification tool:
<https://www.sss.gov/Default.htm>



Veterans Priority of Service

- **Veteran [38 USC 101(2)]**
 - Discharged under “other than dishonorable” conditions
 - Active military service:
 - ❖ National Guard and Reserve – weekend and summer training does **not** qualify
 - ❖ National Guard – mobilization by a governor for state service (e.g., for a natural disaster) does **not** qualify

- **Eligible Spouse**
 - Eligibility derived from a living veteran
 - ❖ Service member is missing in action, captured or forcibly detained
 - ❖ Veteran has total service-connected disability, per VA evaluation
 - Eligibility derived from a deceased veteran
 - ❖ Veteran died of a service-connected disability
 - ❖ Veteran died while a total service-connected disability, per VA evaluation, was in existence



Priority of Service

- In the event that funds are limited:
 - Given to recipients of public assistance and other low-income individuals
 - Mix of recipients who receive priority is at the discretion of the State and/or Local Board
 - The Local Board and the Governor shall direct the One-Stop Operators on making determinations

§ 663.600

§ 663.610



Adults Only!



Dislocated Worker Eligibility Criteria

Section 101 (9)
and (10)

- A. Terminated or Laid off;
 - i. Has been Terminated or laid off, or received a notice; *and*
 - ii. Is eligible for or exhausted unemployment compensation
OR
 - iii. Able to demonstrate sufficient connection to the workforce, but is not eligible for unemployment compensation due to insufficient earnings or employment not covered under State UI; **AND**
 - iv. Unlikely to return to a previous industry or occupation

- B. Terminated or Laid off due to Substantial Layoff or Closure;
 - i. Has been Terminated or laid off, or received a notice as a result of a permanent closure or substantial layoff; *and*
 - ii. Is an employee where announcement indicates closure in 180 days; **OR**
 - iii. Is an employee where general announcement has been made (for Core Services Only)

- C. Self-Employed, but is now unemployed due to economic conditions in the community or natural disasters.

- D. Is A Displaced Homemaker providing unpaid services in home to family members;
 - i. Has been dependent on the income of another family member but is no longer supported by that income; **AND**
 - ii. Is unemployed or underemployed and experiencing difficulty in obtaining or upgrading employment



Youth Eligibility Criteria

- An individual 14-21 who is low income and has one or more of the following barriers:
 1. Deficient in basic literacy skills
 2. School Drop Out
 3. Homeless, runaway or foster child
 4. Pregnant or Parenting Youth
 5. Offender
 6. Individual that requires additional assistance to obtain employment (including individuals with disabilities)



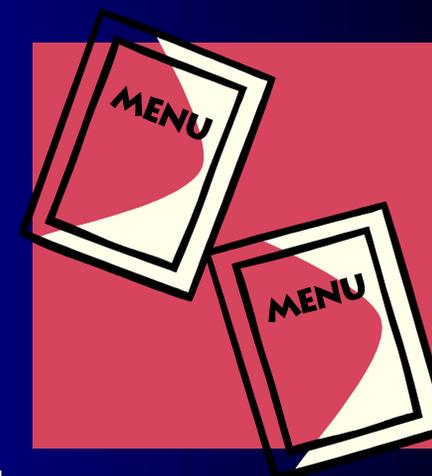
EXERCISE





Intensive Services Eligibility

- Provided to Adults and Dislocated Workers who...
 1. Received at least one core service; and,
 2. Unable to obtain employment through core services and in need or more intensive services to obtain employment; or
 3. Employed but in need of such services to obtain or retain employment that leads to self-sufficiency.





Training Services Eligibility

- **Recipients must be...**
 - Found eligible for **AND** received at least one intensive service **OR** determined unable to obtain or retain employment through such services;
 - Determined in need of training services through assessments, interview, or evaluation;
 - Desiring training services linked directly to employment opportunities in the local area or outside the area;
 - Unable to receive other grant assistance from other sources **OR** require assistance in addition to other sources to cover costs; **AND**
 - Meet a State or Local Area Priority of Service provision.



Needs-Related Payments

■ Adult

- Unemployed,
- Does not qualify for unemployment, *AND*
- Enrolled in training services.

■ Dislocated Worker

- Unemployed, *AND*
 - Ceased to qualify for unemployment compensation; *OR* Trade Benefits, *AND*
 - Enrolled in training services; *OR*
- Unemployed, *AND*
 - Did not qualify for unemployment compensation; *OR* Trade Benefits,



Solving an Eligibility Conundrum!





Objectives Recap

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WIA Final Rules, 20 CFR, Part 652 et al.:
<http://www.doleta.gov/regs/statutes/finalrule.pdf>

Workforce Investment Act of 1998, Public Law 105-220:
<http://www.doleta.gov/regs/statutes/wialaw.txt>