

TO: Workforce Investment Board

DATE: 03/27/03

FROM: Finance Committee

- For Action**
- For Information**
- Meeting Notes**

SUBJECT: Limited Funds

PROPOSED MOTION(S): The WIB declares that limited funds are available for Adult Employment and Training Activities.

DISCUSSION: At their meeting of March 5, 2003, the Finance Committee reviewed the fiscal report through January 2003 and determined that there is a need for the WIB to declare limited funds availability for Adult Employment and Training Activities. Due to the current economic climate, a potential decrease in WIA funds for next fiscal year, and an increase in participants in both Adult and Dislocated Worker Programs it was determined that this declaration of limited funds availability needs to be made at this time. It was noted that participation and expenses are up with approximately 63% of current fiscal year available funds spent through the end of January with 58% of the year completed – an increase from December when approximately 45% of funds had been spent with 50% of the year completed.

The Law- WIA 134(d)(4)(E) Priority. In the event that funds allocated to a local area for adult employment and training activities under paragraph (2)(A) or (3) of section 133(b) are limited, priority shall be given to recipients of public assistance and other low-income individuals for intensive services and training services. The appropriate local board and the Governor shall direct the One-Stop operators in the local area with regard to making determinations related to such priority.

The Regulation- Subpart F- Priority and Special Populations 663.600

(a) WIA states, in section 134(d)(4)(E), that in the event that funds allocated to a local area for adult employment and training activities are limited, priority for intensive and training services funded with Title I adult funds must be given to recipients of public assistance and other low-income individuals in the local area.

(b) Since funding is generally limited, States and local areas must establish criteria by which local areas can determine the availability of funds and the

process by which any priority will be applied under WIA section 134(d)(2)(E). Such criteria may include the availability of other funds for providing employment and training-related services local area, the needs of the specific groups within the local area, and other appropriate factors.

(c) States and local areas must give priority for adult intensive and training services to recipients of public assistance and other low-income individuals, unless the local area has determined that funds are not limited under the criteria established under paragraph (b) of this section.

(d) The process for determining whether to apply the priority established under paragraph (b) of this section does not necessarily mean that only the recipients of public assistance and other low-income individuals may receive WIA adult funded intensive and training services when funds are determined to be limited in a local area.

The local Board and the Governor may establish a process that gives priority for services to the recipients of public assistance and other low-income individuals and that also serves other individuals meeting eligibility requirements.

Definitions:

Low-Income Individuals- an individual who

(A) receives, or is a member of a family that receives, cash payments under a Federal, State, or local income-based public assistance program;

(B) received an income, or is a member of a family that received a total family income, for the 6-month period prior to application for the program involved (exclusive of unemployment compensation, child support payments, payments described in subparagraph (A), and old-age and survivors insurance benefits received under section 202 of the Social Security Act (42 U.S.C. 402)) that, in relation to family size, does not exceed the higher of-

(i) the poverty line, for an equivalent period; or
(ii) 70 percent of the lower living standard income level, for an equivalent period;

(C) is a member of a household that receives (or has been determined within the 6 month period prior to application for the program involved to be eligible to receive) food stamps pursuant to the Food Stamp Act of 1977 (7 U.S.C. 2011 et seq.);

(D) qualifies as a homeless individual, as defined in subsections (a) and (c) of section 103 of the Stewart B. McKinney Homeless Assistance (42 U.S.C. 11302);

(E) is a foster child on behalf of whom State or local government payments are made; or

(F) in cases permitted by regulations promulgated by the Secretary of Labor, is an individual with a disability whose own income meets the requirements of a program described in subparagraph (A) or of subparagraph (B), but who is a member of a family whose income does not meet such requirements.

Public Assistance- Federal, State, or local government cash payments for which eligibility is determined by a needs or income test.

Other persons meeting eligibility requirements:

**Veterans
Foster Children**

ATTACHMENT(S): None.