

TO: Workforce Investment Board

DATE: 1/08/09

FROM: Executive Committee

For Action

For Information

For Discussion

SUBJECT: Veterans Priority of Service Policy

PROPOSED MOTION(S): Ratify the Executive Committee's decision to approve the Veterans Priority of Service Policy.

DISCUSSION: Section 4215 of Public Law 107-288, 2002, known as the Jobs for Veterans Act, creates a priority of service for veterans (and some spouses) "who otherwise meet the eligibility requirements for participation" in Dept of Labor training programs. Services to veterans were previously included in the Workforce Investment Board's (WIB) Limited Funds Policy. The veterans information has been removed from the Limited Funds Policy and is now a stand-alone policy (see attachment).

Per the Employment & Training Administration (ETA) Training and Employment Guidance Letter (TEGL) 5-03, local areas are required to ensure that all eligible veteran workers are given priority over eligible nonveterans for all available services. The WIB has previously issued policy that implements statutory provisions requiring priority of service for intensive and training services to low income and public assistance individuals. Thus, program eligible veterans shall be provided priority over eligible nonveterans for all available services.

ATTACHMENTS:

Veterans Priority of Service Policy



DEPARTMENT OF
WORKFORCE INVESTMENT

Policy
For

Priority of Services to
Veterans

Andrea T. Baker
Director

Joanne Presnell
Assistant Director

1880 Wardrobe Avenue
Merced, CA 95341-6407
(209) 724-2000
(209) 725-3592 Fax
www.co.merced.ca.us/wi

Equal Opportunity Employer

Policy: Section 4215 of Public Law 107-288, 2002, known as the Jobs for Veterans Act, creates a priority of service for veterans (and some spouses) "who otherwise meet the eligibility requirements for participation" in Dept of Labor training programs. Per the Employment & Training Administration (ETA) Training and Employment Guidance Letter (TEGL) 5-03, local areas are required to ensure that all eligible veteran workers are given priority over eligible nonveterans for all available services. The Merced Workforce Investment Board (WIB) has previously issued policy that implements statutory provisions requiring priority of service for intensive and training services to low income and public assistance individuals. Thus, program eligible veterans shall be provided priority over eligible nonveterans for all available services.

Under the Jobs for Veterans Act, "covered person" is defined as:

- A veteran (is an individual who served in the active military, naval, or air service, and who was discharged or released from such service under conditions other than dishonorable, which may include National Guard or Reserve personnel.), or
- The spouse of any of the following individuals:
- Any veteran who died of a service-connected disability;
- Any member of the Armed Forces serving on active duty who, at the time of application for assistance under this section, is listed, pursuant to section 556 of title 38 and regulations issued thereunder, by the Secretary concerned in one or more of the following categories and has been so listed for a total of more than 90 days:
 - missing in action,
 - captured in line of duty by a hostile force, or
 - forcibly detained or interned in line of duty by a foreign government or power;
- Any veteran who has a total disability resulting from a service-connected disability; or
- Any veteran who died while a disability so evaluated was in existence.
- A Military Spouse is an individual who is married to an active duty service member including National Guard or Reserve personnel on active duty.

Eligibility for the WIA Title I Youth program is not affected by the veterans' priority.

Responsible Official: Assistant Director

Revised/Reviewed: January 2009