



WORKFORCE DEVELOPMENT COUNCIL

317 W. Main Street
Boise, ID 83735-0790

TRANSMITTAL # 5

MEMORANDUM

March 19, 2000

TO: Workforce Development Council

FROM: Katie Montgomery, Governor's Office

SUBJECT: Service Delivery by Boards

ACTION REQUESTED: Extend current policy for one additional year

BACKGROUND:

The Workforce Development Council adopted the attached policy at their September 1999 meeting. The purpose of the policy was to govern the delivery of services by local Idaho Works Boards and their staff. Prior to adoption of the policy, an amendment was made to revisit certain elements of that policy in one year. These statements appear in item (C) and were later extended to the policy statement contained in item (D). Essentially, the policy would allow workforce boards and their staff to serve as the One Stop Operator or deliver core and intensive services to the Adult and Dislocated Worker populations **only** if they were grandfathered as part of a One Stop operator organization or were a partner in a newly formed One Stop consortium. Boards and their staffing organizations would be limited to levels of service offered under JTPA. Boards and their staff would be prohibited from delivering youth services.

The planning process for Program Year 2001 beginning July 1, 2000, is nearing completion. Draft plans are being circulated for public review and comment beginning March 1, 2000 with final plans due April 15th. Decisions regarding service delivery, including the selection of service providers, have been made in most regions. Two workforce areas, North Idaho and Southwest Idaho, designated consortia as their One Stop Operators, and these consortia include the organizations that staff the Boards. These organizations provide core and intensive services as allowed under the current policy, and the organizations currently plan to offer this same level of service during the next program year if it is permitted by the Council.

Because the planning process for the coming year is well underway, it could prove disruptive if the policy were changed at this time, particularly if a decision were made to prohibit service delivery by board staffing organizations altogether. It would be more timely to reconsider and offer changes to the policy at the beginning of an annual planning cycle rather than at this stage.

Recommendation:

Extend the current policy for the 2001 program year and defer consideration of any modifications to the policy until fall of 2001. This schedule would provide sufficient time for the local Idaho Works Boards to incorporate the Council's policy into their Program Year 2002 annual planning process.

Contact: Primary Pat Debban (208) 334-6399
 Secondary Cheryl Brush (208) 334-6303

Attachment



DIRK KEMPTHORNE, GOVERNOR
Roger B. Madsen, Director

Attachment to
Transmittal # 5

WIAP # 4-99

SUBJECT: Service Delivery by Local Idaho Works Boards and Their Staff

Statutory Reference: WIA§117

WDC Review Date: 9/21/99

Effective Date: 10/1/99

BACKGROUND

WIA places limits on the ability of local workforce investment boards and their staff to deliver WIA services and/or be designated as One Stop Operators. USDOL has advised that it is each State's responsibility to establish procedures that ensure that structural relationships among the partners in the system do not result in inappropriate or "tainted" decision-making regarding service delivery and operation of the One Stop system. They have further advised that in the absence of any statutory or regulatory prohibitions regarding these relationships, it will be each individual State's decision as to what is acceptable.

The following delineates State policy on this subject.

POLICY

(A) Local Idaho Works Boards may not provide training services without a waiver from the Governor.

The Governor will apply the statutory limitations on the provision of training services by local boards identified in WIA§117(f) without additional state criteria and will approve waiver requests if:

1. the waiver request substantiates the absence of other alternatives for providing the proposed training;
2. the local board meets the State's criteria for being considered an eligible provider of training services;
3. the proposed training program is for an occupation in demand locally; and
4. no compelling evidence is received during the public review required in Section 117 that the waiver request should not be approved.

(B) Delivery of core and intensive services and serving as One Stop Operators by local Idaho Works Boards and staff employed by the boards will be limited to those circumstances in which the local board can demonstrate to the Workforce Development Council and the Governor, that after appropriate consultation with partner organizations and the public, no viable alternatives to this option exist.

(C) An organization that staffs the local Idaho Works Board may not compete to provide core and intensive services or to be designated or certified as the One Stop Operator. However, if such an organization was providing such services in the existing One Stop system on the date of adoption of this policy by the Governor, the organization may continue its current level of participation:

- if the current One Stop system/Operator is grandfathered, or
- as part of a consortium that is designated as the One Stop Operator.

The organization is limited to its current level of participation.

(D) An organization that staffs the local IdahoWorks Board may not provide youth services.

(E) Grant recipients or their fiscal agents who deliver services are required to establish procedures which maximize objectivity in the management of any funds awarded to their organization and abide by guidance issued by USDOL regarding this issue.

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