



workforce
SOUTHWEST WASHINGTON

WSW Joint Finance Committee & Executive Board Meeting
Zoom Conference Call
January 27, 2021 3:30 – 5:00 pm

AGENDA

3:30	<u>Welcome</u>	Paige Spratt & Renny Christopher – Chair & Finance Chair
3:35	<u>Consent Agenda</u> <ul style="list-style-type: none">• Approval of Executive & Finance Committee Minutes• Approval of Contract Memo• Approval of Policy Memo	Paige Spratt – Chair
3:45	<u>Finance</u> <ul style="list-style-type: none">• Audit Report	Renny Christopher– Finance Chair Barri Blair – CFO
4:20	<u>CEO Report</u>	Kevin Perkey – CEO
4:55	<u>Open Discussion / Other Items</u>	Paige Spratt – Chair
5:00	<u>Adjourn</u>	

NOTES



WSW Joint Finance Committee & Executive Board Meeting Minutes
November 18, 2020
4:00 p.m.
Zoom Conference Call, WSW

Executive Board & Finance Committee Members Present: Chair Paige Spratt, Kelley Foy, John Vanderkin, Ralph Clark, and Renny Christopher.

Staff Members Present: CEO Kevin Perkey, Amy Gimlin, Barri Horner, Denise Elliott, and Traci Williams.

WELCOME

Chair Paige Spratt opened the meeting at 4:09 p.m. and welcomed everyone in attendance.

FINANCE

Chief Financial Officer, Barri Horner presented the PY20 Q1 financial reports, which included operations, internal expenses and special projects, noting that WSW is on track with spending in for PY20 Q1 and no major concerns.

Ms. Horner also presented the Contracts Dashboard as of 9-30-2020 and detailed contract reports for contracts that have expired, noting no substantial concerns. Ms. Horner noted all the revisions that were made on the PY20 budget revision summary reports spreadsheet, which included nine new grants awarded to WSW. Questions and comments were invited and addressed by Ms. Horner and Mr. Perkey.

Paige Spratt moved to approve the recommendation of the budget revision to the full board for final approval at the December board meeting as presented, second by John Vanderkin. Motion carried.

CONSENT AGENDA

Having reached quorum, Chair Spratt entertained a motion to approve the Consent Agenda, consisting of the Executive Board minutes held on September 23, 2020, Contract Memo, Policy Memo; containing the WSW Fraud and Incident Reporting Policy #1005 Rev2.

Renny Christopher moved to approve the September 23, 2020 Executive Board meeting minutes, second by John Vanderkin. Motion carried.

John Vanderkin moved to approve the Contract Memo and the Policy Memo; containing the WSW Fraud and Incident Reporting Policy #1005 Rev2, second by Kelley Foy. Motion carried.

Finance Committee meeting minutes will be approved at the next Finance Committee Meeting due to quorum.

GOVERNANCE

No new updates to report. Still working on setting up initial interviews with potential board members.

CEO REPORT

Mr. Perkey updated the Executive Board on WSW's strategic planning process, with a March final adoption of the Strategic Plan. Mr. Perkey also highlighted on some of the takeaways from the two Community Convening sessions that were held that week. Questions were answered by Mr. Perkey.

EXECUTIVE SESSION

The Executive Board entered Executive Session at 5:14 p.m.

ADJOURNMENT

With nothing further for the good of the order, Chair Spratt adjourned the meeting at 5:45 p.m.

DRAFT



CONTRACT MEMO

DATE: JANUARY 20, 2021
TO: KEVIN PERKEY
WSW EXECUTIVE BOARD MEMBERS
FROM: AMY GIMLIN, WSW CHIEF OPERATING OFFICER
RE: CONTRACT UPDATE (DECEMBER 2020 – JANUARY 2021)

WSW **executed** the following contracts:

- Equus Workforce Solutions contract to provide Disaster Relief and Employment Recovery for Peer Resource Coordinators to provide mentorship and social support for Dislocated Workers in Opioid Recovery. Also, provide Disaster Relief and Employment Recovery COVID-19 and Opioid Recovery case management services to support economic recovery in SWWA specific to career coaching for individuals receiving services at both WorkSource locations and via virtual workforce development pathways. Contract not to exceed **\$503,568**.

WSW **modified** the following contracts:

- Partners in Careers Northwest Promise contract to extend services to December 31, 2020. Contract amount did not change.
- All three WIOA Youth contracts with Equus to add BFET terms and conditions. Contract amounts did not change.
- Exigy contract increased by \$30,000 and extended to June 30, 2021. Total contract \$55,000.

Board approval required:

- Revision from previous approval – Revised approval to **Increase** Equus Workforce Solutions' PY20 contract for One Stop Operator FTE and participant expenses. Modify budget to add funding from the Community Foundation for Thrive participants, add the carry in money from PY19's OSO contract that was left unspent in the Thrive contract, the remaining funds from the terminated LCCAP contract for Thrive, add remaining unobligated Thrive funds, and moved personnel to participant expenses. For a total new budget of **\$1,323,553**.



POLICY MEMO

DATE: JANUARY 20, 2021
TO: KEVIN PERKEY
WSW EXECUTIVE BOARD MEMBERS
FROM: AMY GIMLIN, WSW CHIEF OPERATING OFFICER
RE: POLICY UPDATES

WSW Supportive Services Policy #3005

This is a revision to the original policy. During our recent ESD monitoring, one of our previous providers did not appropriately follow our policy for issuing incentives to youth participants. We discussed and found that incentives are not being used by our current provider and therefore will be removed from the policy and not allowed in our area. If a provider has a need, they can ask for an exception and staff will consider all options. Also, in this revision we clarified documentation and tracking of supportive services.

Based on the approval process, this policy approval falls under **Tier 3 Executive Board** and Full Board approval.

Tier 3 – Substantial

Definition: Substantial revisions consist of significant revisions to a current policy or a State or Federal mandated “new” policy with local revisions made that will affect service delivery. These revisions require approval from both Executive Board and Full Board.

WSW Trade Act and Dislocated Worker Co-Enrollment Policy #3036

This is a new policy based on a requirement from DOL and ESD. This policy requires Trade Act Assistance (TAA) to send referrals of trade-affected individuals to the WIOA Title I Dislocated Worker (DW) program for co-enrollment. Also, requires the DW case manager to follow up and record enrollment. This policy requires an integrated approach and coordination of services by both programs.

Based on the approval process, this policy approval falls under **Tier 3 Executive Board** and Full Board approval.

Tier 3 – Substantial

Definition: Substantial revisions consist of significant revisions to a current policy or a State or Federal mandated “new” policy with local revisions made that will affect service delivery. These revisions require approval from both Executive Board and Full Board.



SUPPORTIVE SERVICE and NEEDS RELATED POLICY POLICY #: 3005 Revision 6

Original Policy Date: 4/16/2012
Effective Revision Date: 3/10/2021

Purpose:

Workforce Southwest Washington is issuing this policy to establish the principles and procedures for providing supportive services to participants enrolled in federally funded programs, including but not limited to Workforce Innovation and Opportunity Act (WIOA), other programs that allow participant supportive services, and YouthBuild. Additionally, WIOA calls for the Local Board, in partnership with the One-Stop partners and community service providers, to effectively coordinate resources and the provision of supportive services.

Background:

[The Workforce Innovation and Opportunity Act](#), in Section 3 (59), generally define a supportive service as “services such as transportation, child care, dependent care, and housing, which are necessary to enable an individual to participate in activities authorized under this Act.” [The Final Rules](#) take it one-step further to say supportive services may include the following:

- a) Assistance with transportation
- b) Assistance with childcare and dependent care
- c) Assistance with housing
- d) Needs-related payments (not allowable in our workforce development area)
- e) Assistance with educational testing
- f) Reasonable accommodations for individuals with disabilities
- g) Legal aid services
- h) Referrals to health care
- i) Assistance with uniforms or other appropriate work attire and work-related tools, including such items as eyeglasses and protective eye gear
- j) Assistance with books, fees, school supplies, and other necessary items for students enrolled in postsecondary education classes and
- k) Payments and fees for employment and training-related applications, tests, and certifications.

While this definition contains some illustrative examples, WSW will define the local expectations and requirements further in the policy.

Policy:

Supportive services are one mechanism available to support participation in program services and/or activities to secure and retain employment or post-secondary education. Registration, pursuant to the provisions of the program of enrollment, is an absolute prerequisite to the delivery of supportive services.

For WIOA Title I youth participants, supportive services are among the 14 required program elements and must be available to all registered participants.

If the support is required to participate in training (occupational skills training), it is not considered a “supportive service” it is considered part of the ITA training cost. If it is not required for training, but necessary to continue training or gain employment it is considered a “supportive service”. If the support is a course requirement it must be written on the course syllabus or part of the registration paperwork for the training and a copy of the requirement documentation must be kept in the participant file as part of the supportive service records.

For work-based learning trainings (OJT, WEX, Internships, Apprenticeships), the items required to participate in the training are considered supportive services and should be charged accordingly.

Allowable training expenses affiliated with training paid by programs other than WIOA Title I (such as Vocational Rehabilitation (VR), Trade Adjustment Assistance (TAA), or community and technical colleges through Worker Retraining (WRT) can be funded by WIOA Title I as a supportive service if:

- The participant is also eligible for and enrolled in a WIOA Title I program.
- A non-WIOA Title I program selected and is paying the tuition for the training.
- Costs for allowable training expenses are not covered by Pell, other financial aid programs or private scholarships.
- The WIOA Title I program and case manager had no direct involvement in the process of selecting the training, which precludes the establishment of a WIOA-Funded ITA.

However, since supportive services do not trigger or extend participation for adults and dislocated workers, there must be an accompanying Title I-funded career service to trigger a participation episode.

Document training-related expenses as supportive services through case notes, which will prevent the appearance of duplicate spending between WIOA and other federally funded programs.

Supportive services are not entitlements and shall be provided on the basis of a documented financial assessment and/or individual circumstances, the absence of other resources, and the availability of program funds. Reimbursement shall be for actual costs. Supportive services may be provided to a participant who meets the following requirements according to [final rule citation 680.910](#):

- 1) The participant is registered in a WIOA, YouthBuild, or other WSW Program that allows supportive services. For Youth programs, the participant can also be receiving follow-up services and support is needed to obtain or retain employment or continue education; and
- 2) The participant is receiving career or training services as defined in WIOA secs. 134(c)(2) and (3). Supportive services cannot be provided as a stand-alone service; and
- 3) Supportive services are necessary to enable continued participation in career or training services; and
- 4) The participant is unable to obtain similar services from another source (non-WIOA or non-YouthBuild). Research was done to show all other resources were exhausted; and

- 5) The participant has a documented financial assessment supported by the youth's ISS/IDP or adult employment plan (IEP).

Service providers must establish internal controls that result in equitable treatment, maximize allocations, and ensure coordination with, and referral of participants and applicants to, other community resources.

As a part of the assessment, program staff will determine a participant's need for supportive services and appropriate resources. The Individual Service Strategy (ISS for WIOA Youth), Individual Employment Plan (IEP for WIOA Adult or Dislocated Worker), or Individual Development Plan (IDP for YouthBuild) must document the supportive services needed to address barriers to a participant's employment goals and how they will be addressed.

Alternatives to WIOA or YouthBuild-funded supportive services must be sought prior to providing supportive services with WIOA or YouthBuild funds. WSW service providers will ensure that supportive services are available as defined in this policy to all eligible participants. Prior to providing a supportive service, case managers must ascertain if community referrals were made and all other resources were exhausted. This determination must be documented in case notes. In addition, it may also be documented on the hard copy supportive service form.

For the purpose of categorizing and defining these participant supportive services, the WSW recognizes the following support:

Career or Training Assistance

A participant may receive Career or Training Assistance during program participation, provided that the support is determined necessary to: a) facilitate or continue participation; or b) maintain or increase employability by reducing barriers and establish employment eligibility. When assistance is provided, there must be a reasonable expectation that the assistance will resolve the situation; for example, if rent is paid for one month, there must be a reasonable expectation that the participant will obtain the resources to pay rent for the following months. Documentation of the barrier to participate in career or training services must be written in case notes. WSW approves the following supportive services; this list is intended to be an exclusive list services outside of this list are disallowed:

- a) Assistance with childcare or dependent care (read additional section below for more information).
- b) Assistance with transportation costs (read additional section below for more information).
- c) Purchasing uniforms or other appropriate work related attire or supplies, could include interviewing clothing or required clothing or supplies for employment such as protective eye wear, steel toe boots, business suit, work jeans, uniform, required tools, or items required by the employer for employment and allowable under this policy.
- ~~d) Youth incentives (read additional section below for additional guidelines).~~
- e)d) Housing assistance could include one month's rent, referrals to housing agencies.
- f)e) Grooming supplies/services could include hair cut or personal hygiene items such as shampoo, soap, toothpaste, or toothbrush.

- g)f) Translation assistance could include interpreting services or document translation services.
- h)g) Educational testing and accommodations could include GED testing fees.
- i)h) Reasonable accommodations for disabilities including learning disabilities.
- j)i) Legal aid could include referral to legal services, attorney down payment up to \$250, assistance/purchasing completion of legal forms up to \$100, or aid in expunging criminal records up to \$250. Total legal aid services not to exceed \$300 for each participant and must be documented as a career or training barrier. Legal aid must only be paid **once** per participant not to exceed a total of \$300 regardless of re-offense or legal aid service provided.
- k)j) Addressing debts or credit reporting issues, could include referral to credit reporting services or classes on personal finance.
- l)k) Aid in securing a first-time driver's license, could include Department of Licensing fees and/or driver's training fee total cost up to \$500 (training and fees must be paid directly to a state registered driving school). Fee will only be paid **one time** all reoccurrences of fees is the participant's responsibility.
- m)l) Aid in securing a Commercial Driver's License, could include Department of Licensing first time fees or renewal fee.
- n)m) Assistance with books, fees, school supplies, and other necessary items for students enrolled in postsecondary education classes. All items must be listed on the course syllabus or college registration could also include post-secondary registration fee. Exceptions can be made for general school supplies. IE: notebooks, backpacks, pencils, etc. All other community and school resources should be exhausted prior to receiving general school support.
- o)n) Payments and fees for employment and training-related applications, tests, and certifications. Payments or fees could include fees for state registered occupations (ie: nurse, CNA, childcare, or other health care occupations) or other recognized certifications that require a fee. Fee will only be paid **one time** all reoccurrences of fees is the participant's responsibility.
- p)o) Assistance with health care services could include medical, dental, and optical services or referrals to such services. Payments not to exceed \$150 per participant and
- q)p) Other supportive services approved by the WSW Program Manager prior to expenditure.

A. Child Care or Dependent Care Assistance

Childcare or dependent care assistance is a supportive service provided to participants if it is determined that without it a participant will not be able to participate in career or training services or secure employment. Participants will be encouraged to make their own arrangements that they can afford when supportive services terminate. Case managers will document the after-assistance plan in case notes.

Childcare assistance may be provided to participants with children age twelve years or younger. Dependent care assistance may be provided to participants with a family member living in their household that requires adult supervision. Payment will be based on participant attendance; the applicable rate will be paid for each day of participation. Travel time may be added to the actual hours of participation, when necessary. If the participant is absent from training or a no-show to employment, care assistance will not be paid.

Care assistance may be provided as a direct payment to a licensed care provider. Care assistance will not be provided when a competent adult (over the age of 18 years) residing at the same address as the participant and is available to provide care.

Care assistance will be provided at no more than the rate charged by the provider subject to the following maximum rates. Full-time care is defined as five (5) or more hours per day, while part-time care is less than five (5) hours per day. Rates are established as maximums, and should be reduced to reflect the participant's circumstances, estimated needs, and other sources of support. Child/dependent care services shall be paid to a licensed provider. Exceptions can be made if it is clearly demonstrated that such care is not readily available due to the child's age or special needs or in instances when there is no appropriate care available in the area. Such exceptions are intended as a temporary measure to allow the participant to engage in career or training services until acceptable care can be found. Exception must be documented thoroughly in case notes.

Care agreements shall be authorized for a maximum of sixteen weeks; they can be renewable if needed (need must be documented in case notes) and no other support assistance is available.

Requests for care payments will coincide with the submission of attendance reports. Program staff will review and endorse timesheets to verify the accuracy of the participant's request for care payments for career and training activities.

B. Transportation Assistance

Southwest Washington is a mix of rural and suburban environments. This causes a variety of transportation problems for participants who do not own a vehicle or must travel great distances to and from work or training.

WSW service providers may provide transportation assistance in the form of bus passes, trip tickets, a fuel allowance, or personal vehicle repair/maintenance. Participants will be encouraged to use public transportation when available except when doing so will create more costly problems or major inconveniences and must be documented in case notes. Fuel vouchers must be used in lieu of direct payment to the participant.

Personal vehicle repair/maintenance is allowed when utilized for **participant's vehicle only**. The participant must be the registered owner of the vehicle in question of repair. Prior to approving expense, participant must provide a valid driver's license and vehicle registration to service provider. Vehicle repair/maintenance must not exceed \$500 per participant.

Fuel assistance, it is allowable to provide assistance if participant does not own a vehicle or driver's license but relies on a family member for assistance. If participant does not own the vehicle, it must be documented in case notes that an immediate family member provides transportation and public transportation is not available or feasible, participants may receive fuel assistance not to exceed 23¢ per mile for the estimated number of miles driven each week necessary to participate. This rate is based upon an estimated average cost per gallon of gasoline in your area divided by an estimated average of 15 miles per gallon for participant vehicles. To find your

average price per gallon for your area go to [AAA Gauge Report](#). This formula establishes a maximum weekly amount, which should be reduced to reflect the participant's circumstances, estimated needs, and other sources of support. Service Providers must record the formula used either in case notes or on the signed supportive service form.

C. Youth Incentives

~~WSW service providers will not administer youth incentives without prior permission from WSW Program Manager. Service provider must submit a waiver request explaining circumstances for which youth incentives are needed.~~

~~According to [Final Rules 681.640](#), incentives may be used to reward youth participants for recognition of achievement of milestones directly tied to work experience or career/training activities. Must be tied to the goals identified in the youth's ISS. Milestones could include improvements marked by testing achievements or other successful outcomes. Incentives **may not** be used for recruitment purposes or returning eligibility documentation to the case manager. The following is the exclusive list of allowable incentive achievements and their caps, no other categories are allowed:~~

- ~~1. A youth passing the state GED or High School Diploma test.
 - ~~a. A youth passed all four tests of the GED or achieved a High School Diploma earning \$80 or~~
 - ~~b. A youth passed an individual GED test, earning \$20 each.~~~~
- ~~2. A youth earned an industry-recognized credential, earning \$25.~~
- ~~3. A youth completed their first quarter of post-secondary education, earning \$40.~~
- ~~4. A youth obtained unsubsidized employment and kept it for three months, earning \$40.~~
- ~~5. A youth achieved perfect attendance for a work experience, earning \$25.~~

~~Youth Service providers must develop an internal policy that outlines the distribution process, priority of achievement if necessary, incentive cap (if lower than this policy), documentation requirements (must follow OMB Supercircular 2 CFR 200) and must be approved by WSW prior to implementing. Internal policy must be revised to reflect new guidance outline in this policy. Service Providers must obtain documentation of achievement prior to dispensing the incentive to the youth participant. Documentation could include a copy of the GED, High School Diploma, a recognized credential, quarter grade print out, pay stubs, timesheets, or supervisor letter to document attendance. All documentation including signed supportive service form must be kept in participant file or uploaded to ETO. Incentives may be in the form of fuel cards, department store cards, or big box retail store cards. Service Providers cannot provide any form of entertainment as an incentive or supportive service (see Disallowed Supportive Service section for more information). Youth may receive up to \$200 in incentives.~~

~~Service providers must document (case note) the following in the case management system for each participant that receives an incentive payment(s): (1) the business case for the incentive payment's contribution to the participant's success and (2) how the incentive payment was calculated.~~

~~Service providers must also internally maintain appropriate and identifiable expenditure records of incentive payments for the purpose of local, state, and federal monitoring and audits.~~

Post-Exit Assistance

Post-exit supportive services may be provided for up to one year following exit for youth participants *only*. Post-exit supportive services must be related to obtaining or maintaining employment or post-secondary education. Service Providers cannot provide assistance related to any training activities including but not limited to work experience, on-the-job training, internship or occupational skills training as paid training is disallowed as a follow up service. Any other allowable supportive service listed above is allowable in follow up and must be documented in case notes as why the support will help maintain or secure employment or post-secondary education. Supportive services provided during follow up must follow the same procedures as a current participant with the exception of; the case manager must enter the service in ETO as a “post program supportive service”.

Procedures and Documentation

The following procedures are provided to assist in administering supportive services:

- A. Service Providers are authorized to provide supportive services payments up to \$2,500 (including follow-up) enrollment maximum per participant. For participants who are co-enrolled (Adult and Youth and/or YouthBuild), the maximum amount is \$2,500. Service Providers must work together to develop a supportive service plan on those co-enrolled. All individual supportive services caps still exist and must be included in the overall cap.

If a participant is exited from **all** programs and later returns months or years later to re-enroll in services, the enrollment period starts over and therefore the maximum amount starts over as well. The maximum amount is for the enrollment period in WIOA or YouthBuild.

- B. An amount above the maximum for the participant must submit an [exception request](#) to the WSW Program Manager.
- C. Participant files must adequately document that all supportive services are allowable, reasonable, justified, and not otherwise available to the participant and show evidence of collaboration. The file must contain the following:
 - An assessment of the participant's need for supportive services and must be documented in the IEP/ISS/IDP and
 - Documentation of participant's personal budget ensuring [participantyouth](#) does not currently have the financial resources to obtain the service and
 - A determination must be made and documented whether other community resources are available to cover necessary expenses and show evidence of referrals to other resources, including, when feasible, outcome of the referral. Must be documented in case notes and
 - Justification of purchase must be documented on the signed supportive service form or agency form. Form must include participant's name, seeker id, date of service, vendor's name, justification for the service, and must include signatures from both the participant and case manager and

- Evidence that other non-WIOA or YouthBuild sources were explored and documented in case notes or on the supportive service form and
- A service/touchpoint must be added to the electronic file on the date the service item was provided/received by participant. Must include what was purchased and the amount expended and
- A case note must be entered giving a summary of all above, including but not limited to, the need/justification for why the item was purchased or given, describe other resources exhausted, and amount expended and
- Service provider must make available an itemized list of all supportive services provided to participant. ~~tracking log or print out from accounting system that~~ The list must includes each supportive service, the date of service, type of service, amount of the service, and a current total of supportive services spent to date.

Supportive services cannot be expended before a participant is enrolled in program. In addition, support may be provided as a follow-up service for up to 12 months after exit for youth programs only. Service Providers must follow the Post-Exit Assistance section above.

Disallowed Supportive Services

Supportive service dollars ~~(including youth incentives)~~ **cannot** be used to pay for the following items for a participant that is either currently enrolled or in follow up of any WSW funded program.

- Support for expenses incurred prior to participant's enrollment in program. Participant must be enrolled before support can be provided. For example, service provider cannot pay for transportation assistance prior to date of enrollment.
- Fines and penalties such as traffic violations or other criminal related charges.
- Late finance charges, taxes, and interest payments.
- Child support payments.
- Bail or restitution.
- Entertainment - including but not limited to:
 - i. tips
 - ii. theater tickets
 - iii. restaurant gift cards
 - iv. sporting events or
 - v. other venue where entertainment is the sole purpose
- Pet food.
- Alcohol, marijuana, or tobacco products.
- Refundable deposits.
- Contributions or donations, federal funds cannot be used to donate or contribute to an organization on behalf of the participant.
- Items for family members or friends, federal funds cannot be used to purchase items for anyone other than the enrolled participant.
- Groceries
- On site meals during a training or education program.
- Vehicle payment or
- Out of state job search and relocation expenses that are paid for by the prospective employer.

Needs Related Payments

Needs Related Payments (NRPs) are a form of supportive services available to eligible WIOA Adult, Dislocated Workers, and OSY 18-24 enrolled in training and intended for cash assistance. NRP **are not** authorized by Workforce Southwest Washington. Therefore, NRP's **are not allowable** in Southwest Workforce Development Area.

Right to Reduce or Eliminate Supportive Services:

WSW reserves the right to reduce or eliminate supportive services in the event funding is reduced or other budgetary constraints exist. In such circumstances, WSW will work with service providers to determine equitable measures to effect the reduction or elimination, including sufficient prior notice for participants. In no event would a reduction or elimination of funded supportive services be retroactive.

Supportive Service Waiver Process

In some unique circumstances, service providers may be unable to obtain receipts for goods or services. In such circumstances, staff shall investigate the circumstances and document in writing his/her findings and what, if any, corrective action is taken.

On an individual basis, limitations for supportive services ~~including incentives~~ may be waived by the WSW Program Manager or his/her designee. Consideration of waiver requests shall ensure to the extent possible that similarly situated participants receive similar payments. Copies of the approved waiver documenting the extraordinary circumstances that exist/existed will be maintained in the participant's file and in the fiscal records.

Definitions:

Exhausted all Resources – a process in which the participant and case manager will research and document all other possibilities for receiving the requested support. Documentation must be written in case notes and hard copy supportive service form should include that all resources were exhausted prior to using WIOA, YouthBuild, or other federal funds.

Financial Assessment – an assessment recorded at the time of enrollment or shortly after registration of the participant's budget often used to determine self-sufficiency and support needs. Providers can use the [Self-Sufficiency Calculator](#) or the Budget Calculator on the Job Match side of WorkSourceWA.

Needs-related Payments (NRPs) - Financial assistance to participants for the purpose of enabling them to participate in training and a supportive service authorized by WIOA Section 134(d)(3) for adults and dislocated workers and proposed 20 CFR 681.570 for youth. Unlike other supportive services, in order to qualify for needs-related payments, a participant must be enrolled in training. Based on approval established by LWDBs and is intended to provide cash assistance to participants [proposed 20 CFR 680.930]. NRP are **not allowable** in the Southwest Region.

References:

- [Workforce Innovation and Opportunity Act of 2014](#)
- [Department of Labor WIOA Final Rules](#)

- [Office of Management and Budget 2 CFR 200](#)
- [Employment Security Department Policy #5602 Rev 2](#)
- [WSW TA Memo #24 WIOA Services](#)
- [TEGL 19-16 Guidance for Adult and Dislocated Worker Programs](#)
- [ESD WIN0078](#)
- ~~[5621 \(Rev2\) -- Incentive Payments to WIOA Title I Participants](#)~~

Supersedes:

- WSW Policy 3005 Rev 4 last revision date 9/4/2018
- WSW Policy 3005 Rev 3 last revision date 2/15/2018
- WSW Policy 3005 Rev 2 last revision date 5/24/2017
- WSW Policy 3005 Rev 1 last revision date 10/31/2016
- SWWDC Policy #3021 last revision date 4/27/2016
- SWWDC Policy #3005 last revision date 4/16/2012
- SWWDC Policy #3010 Needs Related Payment

Website:

<http://workforcesw.org/providers#OperationsPolicies>



Trade Assistance Act and Dislocated Worker Co-Enrollment POLICY #: 3036

Date of Original Policy: 1/15/2021

PURPOSE

To promote the integration and coordination of services between Trade Adjustment Assistance (TAA) and Workforce Innovation and Opportunity Act (WIOA) Title I-B Dislocated Worker (DW). In addition, communicate the requirement to co-enroll TAA participants into the DW program if they are eligible, unless they decline.

BACKGROUND

WIOA emphasizes integrating services to better serve workforce customers. The U.S. Department of Labor (DOL) published the updated and consolidated TAA Final Rule on August 21, 2020. 20 CFR 618.325 requires co-enrollment of all TAA participants into the WIOA Title I-B Dislocated Worker (DW) program, subject to eligibility, unless they decline. Such co-enrollment advances a One Workforce System approach that integrates multiple programs to holistically meet the needs of workers and businesses.

Though there is no equivalent WIOA Final Rule or WIOA-operating guidance, DOL commented on page 51913 of the TAA Final Rule that States, under their Governor-Secretary Agreements, are required to implement the Final Rule. The Agreements bind state governments to the terms and conditions of the Agreement and implementation of the TAA program, including the co-enrollment requirement, and the ability to enforce the co-enrollment requirement at the state and local levels.

POLICY

For the Southwest area, trade-affected workers, including Adversely Affected Incumbent Workers (see definition below), must be co-enrolled into the WIOA DW unless the participant declines. This integrated approach makes available to the participant additional resources that will help eliminate barriers to employment. If appropriate, enrollment into other system programs or partners should also be considered.

It is recommended that trade-affected workers, during the common intake process is co-enrolled at that time prior to the TAA petition being certified. If the TAA petition results in negative determination, or denial, the individual can still receive services through WIOA DW or another enrolled program. If co-enrolled, coordination of services must be documented in ETO case notes to ensure duplicate service delivery does not occur. Case notes must also document the funding source paying for training or supportive services provided, if co-enrolled.

Providers (TAA and Title I) must review and follow [TEGL 4-20](#).

PROCEDURES

Case Managers must do the following:

- A. TAA Case Managers and WIOA DW Case Managers will become familiar with eligibility requirements for both programs.
- B. Referrals will be submitted by TAA to DW within 10 working days of the enrollment into TAA. If the trade-affected worker declines the referral or the enrollment into multiple programs, a case note must be added noting referral was attempted and declined or not eligible.
- C. DW case manager must follow up and determine eligibility and enroll within 10 working days of the referral. Again, documenting in case notes the attempts, determination, and enrollment. In addition, making sure TAA case manager is aware of co-enrollment and begin to coordinate service delivery.
- D. TAA case manager as part of the enrollment process, documents the initial, comprehensive, and specialized assessments in ETO. DW may use these same assessments for DW enrollment if done within the timeframe specified above.

DEFINITIONS:

Adversely Affected Incumbent Workers (AAIW) –

A worker who:

- 1) Is a member of a worker group certified as eligible to apply for the TAA program under subpart B of the TAA Final Rule; and
- 2) Has not been totally or partially separated from adversely affected employment; and
- 3) DOL determines, on an individual basis, is threatened with total or partial separation.

REFERENCES/RESOURCES:

- [20 CFR 618.325](#), Integrated service strategies and Workforce Innovation and Opportunity Act co-enrollment, Trade Adjustment Assistance Final Rule, Federal Register, Volume 85, No. 163, August 21, 2020, page 51987.
- [Training and Employment Guidance Letter \(TEGL\) 04-20](#), Guidance on Integrating Services for Trade-Affected Workers under the TAA Program with the WIOA Title I DW Program, October 29, 2020
- [5617](#) TAA & DW Co-enrollment, Employment Security Department Policy

WEBSITE:

<http://workforcesw.org/providers#OperationsPolicies>

INQUIRIES:

Please contact Amy Gimlin agimlin@workforcesw.org (360) 567-1059 for questions.