



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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