

Workforce Investment Act

Frequently Asked Questions

Vol. VII

This publication is intended to address some of the most frequently asked questions regarding the Workforce Investment Act, One-Stop systems, local authority and other program related interests. The questions listed are not exhaustive and often represent a series of questions around a specific topic. Answers have been developed which are consistent with Federal and State rules and policy. References are included.

1. Do you need a contract with the CDJFS to access TANF funds in a conventional area?

Yes, the County Department of Job and Family Services (CDJFS) must have a contract in place for all transactions involving public funds, unless there is an appropriate Memorandum of Understanding (MOU) or interagency agreement. This is the case regardless of Ohio Option or conventional area. For further information, please see memo dated August 1, 2003, from Jeanne Carroll and Bruce Madson which can be found under "What's New" at www.ohioworkforce.org.

2. Can the Administrative Entity in a conventional area provide services?

The Administrative Entity performs the administrative functions in a conventional area. This is not a WIA defined term; however, it is used in the same manner as the Workforce Development Agency (WDA) under the Ohio Option. Under these conditions, yes, the Administrative Entity can provide services.

3. Can the local Board and/or its staff provide services?

No, the local Board and/or its staff is prohibited from providing direct services, in accordance with the WIA Final Regulations, 20 CFR 661.310, unless agreed to by the Chief Local Elected Official (CLEO) and the Governor. In no case may the local Board provide training unless waived by the Governor under Section 117(f)(1) of the Act.

4. Do Chief Local Elected Officials select the Administrative Entity in a conventional area?

The Administrative Entity performs the administrative functions in a conventional area. This is not a WIA defined term; however, it is used in the same manner as the Workforce Development Agency (WDA) under the Ohio Option. Under these conditions, yes, the Chief Local Elected Officials select the Administrative Entity in accordance with Section 117(d)(3)(B)(i)(II) of the Act.

5. Can TANF funds in a conventional area continue to be used in a cost pool approach?

Yes, as long as the TANF funds continue to be spent by a TANF agency on eligible expenditures, there is an appropriate Cost Allocation methodology in place which includes the use of RMS and is otherwise compliant with A-87 regulations.

6. *If WIA services are contracted out, then can those costs be considered program costs?*

There are certain types of costs that must be considered administrative regardless of whether the funds are sub-contracted or not sub-contracted. If WIA funds are used, the costs must be allocated according to WIA Final Regulations 20 CFR 667.220. If TANF funds are used, the costs must be allocated according to the applicable TANF guidelines.