

Details on Specific DOL-Approved State Waivers

- Transfer of Funds between Adult and Dislocated Worker Formula Allocation Funds – WIA Section 133(b)(4)

The waiver allows the state to approve WDB requests to transfer up to 100 percent of WDB formula allocations between the WIA Adult and Dislocated Worker Programs. The waiver will give WDBs the ability to rapidly respond to ongoing changes and significantly increase WDB's flexibility over program delivery to address specific geographic, demographic and industry needs.

- Incumbent Worker Training with Formula Funds – WIA Section 134

DOL approved this waiver but broadened the scope beyond incumbent worker training activities to permit the use of up to 10 percent of WDB formula funds for any statewide employment and training activity identified in WIA section 134 (Attachment). The three DOL conditions are that WDBs:

- (1) track these funds by funding stream the same as is currently required;
- (2) track all participants served with these funds for performance; and
- (3) continue to conduct the required local employment and training activities in WIA section 134 (d).

This waiver will allow the use of local funds to address the skill upgrade needs of job seekers, develop exemplary program activities, and expand local service delivery options.

- Youth Program Competitive Procurement Requirements – WIA Section 123

DOL approved this waiver with three conditions:

- (1) applicable to rural areas only;
- (2) DET review WDB waiver requests on a "case-by-case basis and approval is granted only when the local area documents that there are no viable providers or that all current providers are underperforming"; and
- (3) DET "provide ongoing oversight and onsite monitoring of the Local Boards that choose to take advantage of this waiver."

- Implement Common Measures

DOL approved Wisconsin's request for a waiver of the WIA Title I core indicators of performance in order to implement the U.S. Department of Labor (USDOL) "Common Measures" as defined in Training and Employment Guidance Letter (TEGL) 17-05, issued February 17, 2006, and TEGL 29-05 issued May 12, 2006, for WIA program performance reporting. The purpose of this waiver is to remove the burdensome complexities inherent in the current WIA program performance reporting, to improve the accountability system, and encourage complimentary cross-program outcomes.

Required Waiver Plan Elements

Consistent with the intent to encourage local and regional responsiveness and innovative service delivery through waiver applications, the state has not added additional parameters to the DOL conditions for WDB waiver requests related to the DOL-approved issues. However, the state may apply conditions to WDB waivers as part of the DET approval process.

The following information must be substantively addressed in the waiver plan in a concise manner:

- Identify the statutory or regulatory requirements that are requested to be waived and the goals that the WDB(s) or state, as appropriate, intends to achieve as a result of the waiver and how those goals relate to the strategic plan goals;
- Describe the actions that the local area(s) or state, as appropriate, has undertaken to remove state or local statutory or regulatory barriers;
- Describe the goals of the waiver and the expected programmatic outcomes if the waiver request is granted. Specify how the success and/or progress on outcomes will be measured or determined, including how the baseline will be/has been established and what data sources will be used;
- Describe the individuals affected by the waiver;
- Describe the process that will be used to monitor the progress in implementing such a waiver; and
- Only applicable to waiver issues not approved by DOL: Describe the process the WDB(s) and DET used to post public review and comment notices that ensure meaningful public comment. Include all comments received on the requested waiver(s), and modify the waiver plan as appropriate in response to the public input.