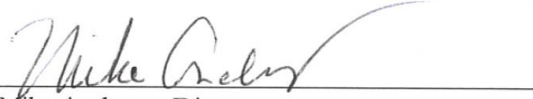


State of Alaska	
Department of Labor and Workforce Development	
Division: Employment and Training Services	Policy: 07-524
Subject: Workforce Innovation and Opportunity Act, (WIOA) Title 1B, Dislocated Worker Eligibility	Pages: 3
Reference: Workforce Innovation and Opportunity Act (WIOA) Public Law 113-128, Sections 3, 133, 134, 168, 170; Title 10, United States Code Armed Forces; Federal Register Vol. 80, No. 73 NPR Part 680, 687; H.R. 803, Section 1(b) Sec.3. Definitions; WIOA Training and Employment Guidance letter No. 3-15	Effective: 2/3/2016
Approved:  Mike Andrews, Director	<u>2/3/16</u> Date

1. Applicability

This policy applies to State of Alaska Department of Labor and Workforce Development staff, Workforce Innovation and Opportunity Act (WIOA), Title 1B Dislocated Worker Program grant recipients and applicants in the following programs:

- a) Dislocated Worker Program
- b) National Dislocated Worker Grants
- c) Additional Assistance as part of the Rapid Response Program

2. Background

Individuals applying for services from dislocated worker program, a National Dislocated Worker Grant, or Additional Assistance as part of rapid response, must meet eligibility criteria as set forth in WIOA.

3. Policy

Individuals administering WIOA Title 1B Dislocated Worker, National Dislocated Worker Grants, and Additional Assistance as part of Rapid Response shall determine program eligibility for dislocated workers based on the following eligibility criteria:

A dislocated worker is an individual who is at least 18 years old, a citizen of the United States, a United States national, permanent resident alien, lawfully admitted refugee or parolee, or other individual authorized by the Attorney General to work in the United States and is in compliance with Selective Service System registration and who meets one of the following criteria:

a) Terminated from Employment

Has been terminated or laid off, or who has received a notice of termination or layoff, from employment; **AND** is eligible for or has exhausted entitlement to unemployment compensation or has been employed for a duration sufficient to demonstrate an attachment to the workforce but is not eligible for unemployment compensation due to insufficient earnings or having performed services for an employer that were not covered under the state unemployment compensation law; **AND** is unlikely to return to a previous industry or occupation;

b) Terminated Due to Plant Closure

Has been terminated or laid off, or has received a notice of termination or layoff, from employment as a result of any permanent closure of, or any substantial layoff at, a plant, facility, or enterprise; **OR** is employed at a facility at which the employer has made a general announcement that such facility will close within 180 days; **OR** for purposes of eligibility to receive services other than training services, career services described in section 134(c)(2)(A)(xii), or supportive services, is employed at a facility at which the employer has made a general announcement that such facility will close;

c) Self Employed

Was self-employed (including employment as a farmer, a rancher, or a fisherman) but is unemployed as a result of general economic conditions in the community in which the individual resides or because of natural disasters;

d) Displaced homemaker

An individual who has been providing unpaid services to family members in the home and who has been dependent on the income of another family member but is no longer supported by that income; **OR** is the dependent spouse of a member of the Armed Forces on active duty and whose family income is significantly reduced because of a deployment as defined in section 991(b) of title 10 United States Code, a call or order to active duty pursuant to a provision of law referred to in section 101(a)(13)(B) of title 10, United States Code, a permanent change of duty station, or the service-connected death or disability of the member; **AND** is unemployed or underemployed and is experiencing difficulty in obtaining or upgrading employment;

e) Eligible Military Spouse

Is the spouse of a member of the Armed Forces on active duty **AND** who has experienced a loss of employment as a direct result of relocation to accommodate a permanent change in duty station of such member; **OR** is the spouse of a member of the Armed Forces on active duty and who meets the criteria described in the displaced homemaker definition.

4. Definitions

a) **Career Services** are appropriate in order for an individual to obtain or retain employment, and consist of—

(I) comprehensive and specialized assessments of the skill levels and service needs of adults and dislocated workers, which may include—

(aa) diagnostic testing and use of other assessment tools; and

(bb) in-depth interviewing and evaluation to identify employment barriers and appropriate employment goals;

(II) development of an individual employment plan, to identify the employment goals, appropriate achievement objectives, and appropriate combination of services for the participant to achieve the employment goals, including providing information on eligible providers of training services and career pathways to attain career objectives;

(III) group counseling;

(IV) individual counseling;

(V) career planning;

(VI) short-term prevocational services, including development of learning skills, communication skills, interviewing skills, punctuality, personal maintenance skills, and professional employment or training;

(VII) internships and work experiences that are linked to careers;

(VIII) workforce preparation activities;

(IX) financial literacy services, such as the activities described in section 129(b)(2)(D); (X) out-of-area job search assistance and relocation assistance; or

(XI) English language acquisition and integrated education and training programs;

b) **Military Spouse** is an individual who is married to an active duty service member including National Guard or Reserve personnel on active duty. The surviving spouse of an active duty service member who lost his/her life while on active duty service is considered a military spouse.

c) **Training services** include occupational skills training, including training for nontraditional employment; on-the-job training; incumbent worker training; programs that combine workplace training with related instruction, which may include cooperative education programs; training programs operated by the private sector; skill upgrading and retraining; entrepreneurial training; transitional jobs; job readiness training; adult education and literacy activities including activities of English language acquisition and integrated education and training programs, customized training conducted with a commitment by an employer or group of employers to employ an individual upon successful completion of the training.

d) **Veteran** is an individual who served in the active military, naval or air service, and who was discharged or released from such service under conditions other than dishonorable, which may include National Guard or Reserve personnel.