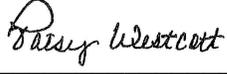


State of Alaska
Department of Labor and Workforce Development

Divisions: Alaska Workforce Investment Board (AWIB) Employment and Training Services (DETS)	Policy: 07-507.1
Subject: Subaward Appeal	Pages: 2
Reference: 8 AAC 86.100-130 Alaska Technical and Vocational Education Program ; 8 AAC 87.70-85 State Employment Training Program ; 8 AAC 99.200 Adult Basic Education Grants ; Workforce Innovation and Opportunity Act, Public Law 113-128	Effective: 2/3/2016 Revised: 8/18/2020
Approved:  _____ Louise Dean, Executive Director, AWIB	8/25/2020 _____ Date
Approved:  _____ Patsy Westcott, Director, DETS	8/25/2020 _____ Date

1. Parties Affected

This policy applies to applicants of public funds issued through the Alaska Workforce Investment Board (AWIB) and Division of Employment and Training Services (DETS).

2. Background

Annually, the Commissioner of the Department of Labor and Workforce Development makes decisions on the issuance of state and federal funds to organizations for workforce development projects. These funds are distributed through a subaward, are managed by AWIB and DETS, and may be issued competitively or non-competitively.

Competitive Subawards are managed through a solicitation process in accordance with the programs’ funding authority and other relevant law, regulation, and policy.

Non-competitive Subawards are designated and may be issued in accordance with its funding authority when one or more of the following conditions exists:

- a) there is an emergency situation which requires immediate response that cannot wait for the results of a competitive solicitation;
- b) there is only one entity, such as an industry consortium, that provides the required activities and the entity is clearly and uniquely qualified to provide the requested activities,

Equal Opportunity Employer/Program
 Auxiliary aids and services are available upon request to individuals with disabilities

- and, if applicable, the entity has met or exceeded performance goals with similar projects in the past; or
- c) at the discretion of the commissioner.

3. Policy

An applicant whose request for a subaward was denied may file a written appeal for reconsideration of the commissioner's decision within ten business days following the issuance of the Notice of Intent to Award or Denial. If a request for reconsideration is not filed within ten business days, the commissioner's decision is final.

A request for reconsideration must contain: 1) the applicant's name, authorized representative's name, address and contact information; and 2) the specific reasons why the award decision should be reversed.

If the commissioner grants the reconsideration and the applicant is approved for a subaward, the applicant will be contacted to negotiate the terms of the subaward.

If the commissioner does not issue a written decision on or before the tenth business day of a request for reconsideration, the request is considered denied.

Subaward denials based solely on availability of funds may not be appealed.

The commissioner's decision is the final determination of the department.